

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23920 of 2018

Arising Out of PS. Case No.-83 Year-2013 Thana- MADANPURA District- Aurangabad

Md. Ashfaque Son of late Naeemuddin Resident of Village- Manjhar, P.S.
Madanpur, District- Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sakila Khatoon W/o Md. Ashfaque , D/o late Md. Islam, At Present Resident
of Village- Dhanawan, P.S. Kasma, District- Aurangabad.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Smt. Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 323, 379, 498A/34 of the Indian Penal Code.

Allegation against the petitioner is of committing
torture upon the victim due to non-fulfilment of demand of
dowry.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 5.3.2018 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner has
falsely been implicated in the present case due to petty family
dispute. The case is triable by the Magistrate. The petitioner has



relied upon the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Aurangabad in connection with Madanpur P.S. case No.83 of 2013.

(Sudhir Singh, J)

Narendra/-

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