

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60166 of 2018

Arising Out of PS. Case No.-252 Year-2017 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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Saddam Hussain S/o Gulamvir Mian @ Gulampir Mian, R/o Vill.- Doribada,
P.S.- Pakarideyal, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Ambeya Khatoon D/o Salauddin Mian, R/o Vill.- Juafar, P.S.- Chhauradano,
District- East Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma
For the Opposite Party/s : Mr. Sri Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 10-10-2018

Heard learned counsel for the parties.

Petitioner seeks bail in **Trial No. 2466 of 2018**
arising out of Complaint Case No. C-252 of 2017 registered
for the offence punishable under Sections 323, 498A of the
Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

Allegation against the petitioner is of torturing the
complainant for non fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that
he is innocent and has been falsely implicated in this case due to
to the reason that the complainant was putting pressure upon the
petitioner to demand for family partition but the petitioner did
not became ready for partition. It has been further submitted that



petitioner never demanded dowry or subjected her to cruelty.
Petitioner has got no criminal antecedent and is in custody since
06.07.2018.

Considering the aforesaid facts and circumstances of
the case, let the petitioner named above be released on bail upon
furnishing bail bond of Rs. 10,000/- with two sureties of the like
amount each to the satisfaction of learned **Sub Divisional
Judicial Magistrate-Raxaul at Motihari, East Champaran** in
connection with **Trial No. 2466 of 2018 arising out of
Complaint Case No. C-252 of 2017**, with following
conditions:-

(1) Bailors should be local having
sufficient immovable property within the jurisdiction
of the court concerned.

(2) Petitioner shall co-operate in the trial
and shall be present on each and every date fixed by
the court and his absence on two consecutive dates
without proper and reasonable reason will be
sufficient to cancel his bail bond.

(3) If the petitioner tampers with the
evidence or the witnesses of the case, in that case,
prosecution will be at liberty to move for cancellation
of bail of the petitioner.

(S. Kumar, J)

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