

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68243 of 2018

Arising Out of PS. Case No.-2 Year-2014 Thana- MAHILA PS District- Aurangabad

Md. Fazle Alam, Son of Late Abdul Wahid, Resident of Village-
Neyamatpur, Police Station- Dhibra, District- Aurangabad (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Farida Bano, Wife of Md. Fazle Alam, Resident of Village- Neyamatpur,
Police Station- Dhibra, District- Aurangabad.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Leelawati Kumari
For the Opposite Party/s : Mr. Sri Bharat Bhushan

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 20-11-2018

Heard learned counsel for the parties.

Petitioner seeks bail in **Mahila P.S. Case No. 02 of 2014** registered for the offence punishable under Sections 498(A), 323/34 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

Allegation against the petitioner is of torturing the Informant 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. 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 23.07.2018.

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-Aurangabad**, in connection with **Mahila P.S. Case No. 02 of 2014**, 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 represented on each and every date fixed by the court.

(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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