

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13363 of 2019**

Arising Out of PS. Case No.-162 Year-2016 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

=====

Nizam Rain @ Md. Nizam Rain, S/o Abdul Rahim Rain Resident of Village-
Kora Harbans, P.S.- Parsauni, District- Sitamarhi.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Aklima Khatoon W/o Nizam Rain @ Md. Nizam Rain, D/o Md. Abmad At
Present residing at Village Parsurampur, P.S.- Parsauni, District- Sitamarhi.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Uday Kumar

For the Opposite Party/s : Mr.Rajendra Prasad Nat

=====

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER**

2 07-03-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner being the husband languishing in
custody since 07.01.2019 in connection with Complaint Case
No.C1/162/2016 registered for the offences punishable under
Sections 498A, 323, 504, 34 of the Indian Penal Code.

Prosecution case got initiated with filing of Complaint
Case No.1401 of 2015 which came to be registered as Parsauni
P.S. Case No.114 of 2015 under Section 156 (3) of Cr.P.C. The
accusation is of torturing the informant by the petitioner and
other in-law family members for non-fulfillment of dowry
demand and not giving birth to a child.



It is submitted by learned counsel for the petitioner that the petitioner has not been sent up for trial and final form has been submitted and ultimately order of cognizance has been passed.

Learned A.P.P. for the State has vehemently opposed the prayer for bail and submits that there is specific accusation against the petitioner, being the husband of the informant.

Considering the nature of accusation and the period of custody and the fact that the final form has been submitted coupled with the fact that the petitioner is not having any criminal antecedent, let the above named petitioner be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with in connection with Complaint Case No.C1/162/2016.

(Dinesh Kumar Singh, J)

sanjeev/-

U		T	
---	--	---	--

