

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79509 of 2018

Arising Out of PS. Case No.-2369 Year-2015 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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Md. Amir Hussain @ Amir Hussain @ Babloo S/o Late Md. Chnd Hussain
R/v-Vishanpur Hakimabad,P.S-Samastipur Muffasil,Distt.-Samastipur.

... .. Petitioner/s

Versus

1. State Of Bihar and Anr
2. Ishrat Parveen, alleged W/o Md. Amir Hussain @ Babloo R/vill-Vishanpur
Hakimabad,P.S-Samastipur Muffasil,Distt.-Samastipur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dheeraj Kumar Roy

For the Opposite Party : Mr. Vijay Bhushan Prasad, Adv.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-02-2019 Heard learned counsel for the petitioner, O.P. No. 2 and
learned APP for the State.

The petitioner is apprehending his arrest in a case
registered under Section 498A/34 of the Indian Penal Code.

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

It has been submitted on behalf of the petitioner that the
petitioner 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 and O.P. No. 2 , it is submitted that
the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances,
let the petitioner, above named, in the event of arrest/surrender
before the learned court below within a period of six weeks
from today, be released on anticipatory bail on furnishing bail
bonds of Rs.10,000/- (Ten thousand) with two sureties of the
like amount each to the satisfaction of learned Additional Chief
Judicial Magistrate-IV, Samastipur in connection with C.R. No.
2369 of 2015, T.R. No. 276 of 2018, subject to the conditions as
laid down under Section 438(2) of the Code of Criminal
Procedure.

(Sudhir Singh, J)

A.K.V.//-

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