

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48321 of 2019

Arising Out of PS. Case No.-3092 Year-2017 Thana- VAISALI COMPLAINT CASE
District- Vaishali

MD. HASIM @ BABLOO Son of Md. Bashir Resident of Village - Chak
Salah, P.S.- Chak Salah, District - Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sabista Khatoon @ Rubi Khatoon Wife of Md. Hasim @ Babloo Daughter
of Md. Jaki, presently resident of Village - Rasulpur Habib, Post Office -
Chandpura Nauhkar, P.S.- Deshri, District - Vaishali.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nachiketa Jha
For the Opposite Party/s : Mr.Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 16-11-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 498A and 494 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 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 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 5th A.C.J.M., Vaishali at Hajipur in connection with Trial No.2400 of 2017 arising out of Complaint case No.3092 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

If so advised, either of the parties will be at liberty to make an application before the Court below for referring the matter to the District Mediation Centre for the purpose of reconciliation or one time settlement.

Narendra/-

(Sudhir Singh, J)

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