

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49264 of 2019

Arising Out of PS. Case No.-13 Year-2018 Thana- SUKHANI District- Kishanganj

MD. SHAMSUL HUDA @ SHAMSUL HUDA Son of Basiruddin @ Md.
Basiruddin Resident of Village - Salguri, P.S.- Sukhani, District- Kishanganj

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Diwakar Sinha

For the Opposite Party/s : Mr.Raj Kishore Singh

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 14-08-2019 Heard learned counsel for the petitioner, informant
and the learned APP for the State.

The petitioner seeks bail in Sukhani P. S. Case No.
13 of 2018 instituted for the offence under Section(s) 341,
323, 354, 379, 313, 498A, 504/34 of the Indian Penal Code and
Section 3/4 of the Dowry Prohibition Act.

Petitioner is husband of informant.

In the written report it is alleged that informant was
married with this petitioner. She remained peacefully in her
matrimonial house for two months and thereafter she was
tortured for demand of motorcycle by this petitioner and other
family members. It is further alleged that when the informant
was alone at her house, her father-in-law tried to establish
physical relation with her and on protest her husband opened



her mouth and her father-in-law poured medicine into her mouth, on account of which, pregnancy of the informant got terminated.

Learned counsel for petitioner submits that instant case has been filed only to give pressure to petitioner to withdraw the complaint filed before the superintendent of police Grievances Cell on 14.6.2018 by his father against informant and her father and other persons for kidnapping of his son for which Sukhani P.S. case no. 14 of 2018 has been registered.

Petitioner is in custody since 30.3.2019.

Considering the aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Judicial Magistrate , Kishanganj, in connection with Sukhani P. S. Case No. 13 of 2018 subject to the condition that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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