

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59595 of 2019

Arising Out of PS. Case No.-276 Year-2019 Thana- BAHADURPUR District- Darbhanga

1. HASIBUL HAQUE @ MD. HASIBUL HAQUE, aged about 75 years, Male, Son of Late Md. Hasan, Resident of Village-Mohammadipur, P.S.-Mohiuddin Nagar, District-Samastipur
2. Jintun Nisha @ Jinat Nisha @ Jinat Nishan, aged about 70 years, Female, Wife of Hasibul Haque @ Md. Hasibul Haque @ Habibul Haque, Resident of Village-Mohammadipur, P.S.-Mohiuddin Nagar, District-Samastipur
3. Khalid Mustafa @ Md. Khalid Mustafa, aged about 40 years, Male, Son of Hasibul Haque @ Md. Hasibul Haque Resident of Village-Mohammadipur, P.S.-Mohiuddin Nagar, District-Samastipur ... Petitioners

Versus

The State of Bihar

... Opposite Party

Appearance :

For the Petitioners : Mr. Lakshmindra Kumar Yadav, Adv.
For the Opposite Party : Mr. Kumar Ranjit Ranjan, APP

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 20-09-2019 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the state.

The petitioners seek pre-arrest bail in connection with Bahadurpur P.S. Case No. 276 of 2019 for the offences alleged under Sections 341, 323, 379, 354, 307, 498A, 504, 506 and 34 of the Indian Penal Code and 3 and 4 of the Dowry Prohibition Act.

The accusation is of torturing and causing assault to informant by her husband and in-laws due to non-fulfillment of demand of dowry and removing her from matrimonial house snatching her personal belongings.



The submission of the learned counsel for the petitioners is that petitioners 1 to 3 respectively are father-in-law, mother-in-law and brother-in-law of the informant and they have falsely been implicated in this case due to misunderstanding. More over, Rashid Ashraf, husband of the petitioner is in custody since 23.07.2019.

Having regard to the facts and circumstances of the case, let the petitioners, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Bahadurpur P.S. Case No. 276 of 2019 shall be released on bail on furnishing bail bonds of Rs.10,000/- (rupees ten thousand) each with two sureties of the like amount each to the satisfaction of the Subdivisional Judicial Magistrate, Darbhanga, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

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