

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59743 of 2019

Arising Out of PS. Case No.-749 Year-2018 Thana- COMPLAINT CASE District-
Kishanganj

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Jafiruddin Son of Late Mohuddin @ Late Mohmuddin Resident of Village -
Panisal, P.S.- Kishanganj, Distt - Kishanganj.

... .. Petitioner

Versus

1. The State of Bihar
2. Shamima Begum Wife of Jafiruddin Resident of Village - Panisal, P.S. and
Distt - Kishanganj at present resident of Ikkarchak, P.S - Goyalpokhar, Distt
- Uttar Dinajpur (W.B.)

... .. Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Singh

For the Opposite Party/s : Mr. Anand Mohan Prasad Mehta

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

6 04-03-2020 Heard learned counsel for the petitioner and learned
counsel for the O.P. No. 2.

The petitioner seeks pre-arrest bail in connection with
Complaint Case No. 749C of 2018 registered under Section
498-A of the Indian Penal Code.

It is contended by the learned counsel for the
petitioner that the allegation of subjecting the complainant to
cruelty for non-fulfillment of demand of dowry is absolutely
false. The complaint has been lodged after seven years of
marriage only because there is some incompatibility and
matrimonial discord between the parties.

On the other hand, learned counsel appearing for the



O.P. No. 2 submitted that the allegation that the petitioner subjected the complainant to cruelty in various ways for non-fulfillment of demand of dowry of Rs. 2 lacs in cash and a car has fully been supported by the complainant in her statement made under Section 200 of the Cr.P.C.

Be that as it may, considering the nature of allegation and the submissions advanced at the bar, in the event of arrest or surrender before the court below, the petitioner named above is directed to 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 learned S.D.J.M., Kishanganj in connection with Complaint Case No. 749C of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Ashwani Kumar Singh, J)

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