

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64113 of 2019

Arising Out of PS. Case No.-219 Year-2017 Thana- COMPLAINT CASE District-
Kishanganj

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Aslam Son of Aainudin Resident of Village - Ibrahimpur, P.S.- Guwal-
Pokhar, District - Uttar Dinajpur, (West Bengal), At Present resident of
Village - Dalua Basti, P.S.- Paharkatta, District - Kishanganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. Saifun Nisha Wife of Aslam Daughter, Ainuddin, Resident of Village -
Ibrahimpur, P.S.- Guwal Pokhar, District - Uttar Dinajpur, (West Bengal),
At Present residing in Village - Naya Basti Maria., P.S.- Paharkatta, District -
Kishanganj.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sarangdhar Jha
For the Opposite Party/s : Mr.Narsingh Tanti

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 04-03-2020 Heard learned counsel for the petitioner as well as

learned Addl. Public Prosecutor for the State and also heard

learned counsel for the informant.

Petitioner is apprehending his arrest in Complaint Case
no. C-219/2017 in which cognizance has been taken under
section 498A of the IPC.

Allegation against the petitioner is of perpetuating
cruelty upon the complainant (wife). Matter was earlier referred
to Mediation Center to resolve the dispute. Efforts have failed
and therefore, matter has now to be considered for the purpose
of petitioner's prayer for anticipatory bail.



Counsel for the petitioner submits that he has falsely been implicated in this case along with all family members.

Counsel for the informant, on the other hand, submits that the petitioner has subjected the complainant and has also solemnized second marriage and he has not even obliged to maintain the complainant and her son in terms of order dated 25.09.2018 passed in M.P. Case no. 59/2017.

Considering the rival submissions, this court is not inclined to grant privilege of anticipatory bail to the petitioner and as such his prayer for anticipatory bail is rejected.

(Madhuresh Prasad, J)

s.hassan/-

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