

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83570 of 2019

Arising Out of PS. Case No.-207 Year-2019 Thana- SALAKHUA District- Saharsa

MD. MUSTAK Son of Md. Samsul Resident of Village- Jamhra, P.S.- Sour
Bazar (Patarghat O.P.), Dist- Saharsa.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Bibi Nasima Khatoon W/o Mustak, D/o Md. Haroon Resident of Village-
Rasalpur, P.S.- Salkhua (Banma Itahari O.P.), Dist- Saharsa.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Jha, Adv.

For the Opposite Party/s : Mr.Suman Kumari Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 16-01-2020 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner is accused in connection with Salkhua
(Banma Itahari O.P.) P.S. Case No.207 of 2019, registered under
Sections 341, 323, 504, 506, 498A, 366, 120B of the Indian
Penal Code and Section 3/4 of D.P. Act.

The accusation is of torturing of the complainant by
her husband and in-laws due to non-fulfillment of demand of
dowry and removing her from her matrimonial house and also
kidnapping of *Bhabhi* of the complainant for marriage.

Learned counsel for the petitioner submits that
admittedly petitioner is husband of the complainant. Further
submission is that while allegation has been made about



kidnapping of the sister-in-law (Bhabhi) of the complainant but in course of investigation her statement was recorded under Section 164 Cr.P.C in which she clearly stated that due to torture she left the matrimonial house and went to house of her Maudi. The petitioner is in custody since 16.10.2019.

Having regard to the facts and circumstances of the case, the, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the ACJM, IVth, Saharsa, in connection with Salkhua (Banma Itahari O.P.) P.S. Case No.207 of 2019.

(Rajendra Kumar Mishra, J)

Prakash Narayan /-

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