

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.72397 of 2022**

Arising Out of PS. Case No.-272 Year-2022 Thana- SAMASTIPUR MUFFASIL District-  
Samastipur

MD. NAUSHAD Son of Late Md. Hannan Resident of Ward No.-8, Barah  
Batta, P.S.- Musrigharari, District- Samastipur, Pin Code- 848127

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Nand Kumar Sagar, Advocate  
For the Opposite Party/s : Mr. Sucheta Yadav, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      05-05-2023                      Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for  
the offence punishable under sections 498(A), 341, 323, 379,  
504 and 34 of the Indian Penal Code and Sections 3 & 4 of the  
Dowry Prohibition Act.

As per the prosecution case, petitioner along with  
other family members committed torture on the informant's  
daughter due to non fulfillment of dowry demand.

Learned counsel appearing for the petitioner while  
denying the allegations, submits that the petitioner has falsely  
been implicated in this case because he is husband of the victim.  
However, he is ready to keep the victim with  
honour and dignity. The case is triable by the



Magistrate. The petitioner has further relied upon the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182. Petitioner has got clean antecedent.

Considering the aforesaid facts and circumstances of the case, in the event of arrest or surrender within six weeks from today, let this petitioner, as named above, be enlarged 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 Chief Judicial Magistrate-II, Samastipur in Muffasil Police Station Case No. 272 of 2022 subject to the conditions laid down under section 438 of the Code of Criminal Procedure.

**(Prabhat Kumar Singh, J)**

Alok Verma/-

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