

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.26256 of 2015

Arising out of PS.Case No. -31 Year- 2012 Thana -MAHILA P.S. District- VAISHALI(HAJIPUR)

Md. Aftab, S/o Md. Isha, resident of village - Noor Colony, Road No. 30, House No. 24, P.O. and P.S. Singhbhum, Jharkhand.

.... Petitioner

Versus

1. The State of Bihar.
2. Rokshana Khatoon, W/o Md. Aftab Alam, resident of Beladam, P.S. Baligaun, District – Vaishali.

.... Opposite Parties.

Appearance :

For the Petitioner : Mr. Dharmendra Kumar Paswan, Advocate.
For the State : Mr. Ramesh Chandra(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-07-2015 The petitioner is apprehending his arrest in connection with Mahila P.S. Case No. 31 of 2012 for the offences instituted under Sections 498(A), 406 and 494/34 of the I.P.C.

Heard learned counsel for the petitioner and learned counsel for the State.

The prosecution story, in brief, is that the informant was married with this petitioner Md. Aftab on 09.04.2012 and after marriage she went to her Sasural where this petitioner and other in-laws accused persons started demanding Rs. 50,000/- cash and due to non-fulfilment of said demand she was subjected to torture and cruelty in various ways. Lastly, on 23.07.2012 the accused persons ousted her from the matrimonial home after snatching all

her belongings, and also refused to keep her if the demand of Rs. 50,000/- is not fulfilled.

It has been submitted on behalf of the petitioner that the petitioner is ready to keep the informant with all dignity and respect.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on provisional bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Mahila P.S. Case No. 31 of 2012 on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Vaishali at Hajipur, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

During the pendency of the case, learned court below shall issue notice upon the informant and on her appearance if it seems that the informant is happily residing with this petitioner and in case the said effort fails then the petitioner shall deposit amount of Rs. 1500/- per month in the court below which shall be released in favour of the informant. After completion of the said

exercise the provisional bail of the petitioner shall be confirmed
by the learned court below.

With the above observation, the application is disposed of.

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(Sudhir Singh, J)