

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38411 of 2014

Arising Out of PS.Case No. -447 Year- 2013 Thana -KATIHAR COMPLAINT CASE District-
KATIHAR

=====

Md. Asab @ Abubakar, S/o Late Noordani Hazi, Resident of Village -
Shalepur (Maheshpur), P.S. - Falka, District - katihar.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Bibi Kamrun Nisha @ Kamleshwari, W/o Md. Asab, Resident of Village
- Rajdhani (Naya Tola Pokhariya), P.S. - Falka, District - Katihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner : Mr. Pawan Kumar Singh, Advocate
For the State : Mr. Jitendra Kr. Singh No.1, APP

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 11-03-2015 Heard learned counsel for the petitioner and the

learned counsel for the State.

The petitioner is the husband of opposite party No.2.
He is apprehending his arrest in connection with Complaint
Case No.447 of 2013 for allegedly having committed the
offences under Sections 498A/34 of the Indian Penal Code.

It is submitted on behalf of the petitioner that the
allegation against the petitioner is out and out frivolous and
there has been no element of torture on the complainant, rather
he has been maintaining the children of the first husband of the
complainant, who had gone traceless. Learned counsel for the
petitioner has drawn my attention to paragraph 17 of this

application, wherein it has been stated on affidavit that the petitioner is always ready to keep the complainant with full dignity and honour.

Considering the aforementioned submissions and also the fact that the petitioner is willing to keep the complainant with full dignity and honour, let the above named petitioner, in the event of his arrest or surrender before the court below within a period of three weeks from the date of receipt/production of a copy of this order, 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 the learned Sub-Divisional Judicial Magistrate, Katihar, in connection with Complaint Case No.447 of 2013, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

PNM

U		T	
---	--	---	--