

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37985 of 2014

Arising Out of PS.Case No. -217 Year- 2013 Thana -GAYA COMPLAINT CASE District- GAYA

1. Mir Mubarak Hussain S/o Late Mir Hadi Hussain, Resident of Village-
Babhangowan, Post Nasez. P.S.- Kudara, District- Kaimur at Bhabua
.... Petitioner

Versus

1. The State of Bihar
2. Naziya Parween W/o Mir Mubarak Hussain, D/o Babar Hussain,
Resident of Village- Mohalla- Uttarwari, Shumali, P.S.- Sherghati, District-
Gaya
.... Opposite Parties

Appearance :

For the Petitioner : Mr. Rajani Kant Pandey, Advocate
For the State : Mr. Madan Kumar (App)
For opposite party no. 2 : Mr. Sudhir Kumar Sinha, Advocate

CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

3 23-04-2015 Heard the learned counsel for the petitioner
and the State.

This is a petition for grant of anticipatory
bail for offence under Section 498A/34 of the Penal
Code.

The learned counsel for the petitioner
submits that the matter was sent to the Patna High
Court Mediation and Conciliation Center, but, it was
not settled. The learned counsel for the petitioner
submits that the petitioner is ready to keep the
victim-wife with full dignity. However, the learned
counsel for the victim-wife submits that she is not
ready to live with the petitioner as she has been
assaulted.

Hence, having regard to the facts and
circumstances of the case, the petitioner, above

named, in the event of his arrest or surrender, within four weeks from the date of receipt of this order, is directed to be released on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Complaint Case No. 217 of 2013 (Tr. No. 2268 of 2014) to the satisfaction of the Chief Judicial Magistrate, Gaya, subject to the condition that the petitioner will pay maintenance worth Rs.1200/- to the victim-wife till final settlement is made or till the case is decided and the trial shall proceed on day-to-day basis and the petitioner shall appear in person in Court on each and every date, fixed in the case and any absence, on two consecutive dates, without any reasonable ground to the satisfaction of the Court below, shall be a ground of cancellation of bail of the petitioner by the lower Court itself.

(Gopal Prasad, J)

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