

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.6624 of 2015**

Arising Out of PS.Case No. -3401 Year- 2013 Thana -COMPLAINT CASE District- ARRARIA

=====

1. Abu Talib @ Md. Abu Talib @ Talib Son of Md. Zubair

.... .... Petitioner/s

Versus

1. The State of Bihar

2. Mahmooda Khatoon D/o Md. Tabrej Alam, W/o Md. Abu Talib

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Md. Ziaul Quamar

For the Opposite Party/s : Mr. Abhay Kumar-I(App)

=====

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR**  
**SRIVASTAVA**  
**ORAL ORDER**

2      19-02-2015      Heard learned counsel for the petitioner as well  
as learned Additional Public Prosecutor for the State.

Petitioner being husband of the opposite party  
no. 2 apprehends his arrest in connection with Complaint  
Case No. 3401 C of 2013 in which cognizance has been taken  
for the offences punishable under Sections 498A, 323 of the  
Indian Penal Code, pending in the court of Sub Divisional  
Judicial Magistrate, Araria.

The stand of the petitioner is that he is still ready  
to keep the complainant (opposite party no. 2) with him with  
full honour and dignity.



In view of the aforesaid submission, this petition stands disposed of with direction to petitioner to surrender and seek regular bail before the court below within four weeks from the date of receipt/production of copy of this order to the court concerned and if petitioner does so, the concerned court shall release the petitioner on provisional bail for the period of four months on the day of his surrender on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the concerned court and after releasing the petitioner, the concerned court shall issue notice to the petitioner as well as opposite party no. 2 fixing date for conciliation and shall take all possible steps to patch up the dispute of the parties within the above stated period of four months. It goes without saying that if the concerned court succeeds in his attempt, the provisional bail granted to the petitioner shall be confirmed by the concerned court itself, but if the concerned court fails in his attempt due to rigid and non cooperative approach of the petitioner, the provisional bail granted to him shall not be confirmed by the concerned court and in that event petitioner shall be taken into custody by the concerned court. It is needless to say that, if, the concerned court fails in his attempt due to non cooperative

and rigid approach of the opposite party no. 2, the concerned court shall confirm the provisional bail granted to the petitioner.

**(Hemant Kumar Srivastava, J)**

SHAHZAD/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|