

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31176 of 2017

Arising Out of PS.Case No. -68 Year- 2016 Thana -MAHILA PS District- GAYA

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1. Md. Sabbir Alam @ Md. Sabbir son of Md. Abbas alias Abbas Alam
resident of village Balkishunganj Ghera, Post Gulzarbagh, Police Station
Alamganj, District Patna Petitioner

Versus

1. The State of Bihar.
2. Mrs. Najma Khatoon wife of Md. Sabbir Alam alias Md. Sabbir and
daughter of Md. Nayeem Painter resident of Mohalla Nadriganj, P.S. Civil
Lines, District – Gaya Opposite Parties

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Appearance :

For the Petitioner : Mr. Arshad Jameel Hashmi, Adv.
For the Opposite Parties : Mr. Kanhaiya Kishore, APP 100

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 13-07-2017 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of anticipatory bail for
offence under Sections 498A, 323, 504, 506 and 34 of the Indian
Penal Code and 3 and 4 of the Dowry Prohibition Act.

The petitioner is husband of opposite party no. 2.
There is allegation of demand of dowry and torture for the same.
In paragraph 14 of the petition it has been stated that the petitioner
is ready for amicable settlement of dispute and restoration of
conjugal life.

In the circumstances, let the petitioner, above named,
in the event of his arrest or surrender, within four weeks from the
date of receipt of this order, be released on **provisional
anticipatory bail on** furnishing bail bond of Rs.10,000/- (rupees
ten thousand) with two sureties of the like amount each in
connection with **Mahila P.S. Case No. 68 of 2016** to the



satisfaction of the **Subdivisional Judicial Magistrate, Gaya**, or successor Court, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code and, further, with the condition that the Court below shall notice the parties and take necessary steps for amicable settlement. If the petitioner would be found cooperative in the settlement of dispute and willing for restoration of conjugal life, then, the provisional anticipatory bail shall be confirmed by the Court below, itself, otherwise necessary order would be passed according to law.

(Birendra Kumar, J)

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