

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31770 of 2017

Arising Out of PS.Case No. -48 Year- 2016 Thana -MAHILA P.S. District- NAWADA

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1. Md. Rizwan @ Md. Rizwan Alam, son of Md. Sanaullah, resident of
Mohalla- Old Karimganj, Police Station- Civil Lines, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Rubina Yasmin, daughter of Md. Shahabuddin, resident of Nawada
Mohalla-Ansar Nagar, Masjid Gali, P.S.-Nawada, District-Nawada.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Syed Asgher Najmi, Advocate

For the Opposite Party/s : Smt. Sangeeta Sharma, APP
Mr. Sheo Kumar Prasad, Advocate

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4/ 29-08-2017

Heard learned counsel for the petitioner and learned

APP for the State as well as counsel for the Opposite Party No.2.

Petitioner apprehends his arrest in Mahila (Nawada)
P.S. Case No.48 of 2016 instituted for the offence under
Section(s) 498-A, 494, 307, 379, 504, 506 Indian Penal Code and
Section 3/4 of the Dowry Prohibition Act pending in the Court of
the Chief Judicial Magistrate, Nawada.

Petitioner is husband of the Informant.

It is mentioned in the written report that the
petitioner has married another lady in Saudi Arabia and he has a
child also from that wife. He is living with her in Saudi Arabia
and totally neglecting the Informant, who is living in India, and is
not taking any care of her.



There is allegation that the petitioner and other family members committed physical and mental torture with the Informant.

Matter was sent to Mediation Centre, but mediation has failed as the dispute could not be settled.

In such circumstances, this Court does not find it a fit case for grant of anticipatory bail.

Prayer of the petitioner for grant of anticipatory bail is rejected.

Petitioner may surrender before the Court below and seek regular bail, which shall be considered and disposed off in accordance with law on its own merit without being prejudiced by this order.

JA/-

(Sanjay Priya, J)

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