

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48675 of 2016

Arising Out of PS.Case No. -8 Year- 2016 Thana -MAHILA THANA District- BEGUSARAI

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1. Md. Mustafa S/o Md. Abbas Resident of Village - Parna, P.S. -
Nimachandpura, District - Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Gautam

For the Opposite Party/s : Mr. Sri Abhay Kumar - 1

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

4 10-01-2017 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner apprehends his arrest in connection with
Begusarai Mahila P.S. Case No.8 of 2016 registered for the
offences punishable under Sections 498A and 323 of the Indian
Penal Code.

It is submitted that in this case the husband, Md.
Shahadat has been granted provisional bail which was to be
confirmed if the matrimonial harmony is substantially restored or
if the informant fails to appear before the learned court below or if
the informant deliberately gets reluctant to reconcile the issue.

It is submitted further that the informant is living with
her husband peacefully and now there is no dispute and as such,



this petitioner, who is devar, also deserves sympathetic consideration.

The learned A.P.P. after going through the record of Cr. Misc. No.43594 of 2016 fairly submits that the husband was granted provisional bail which was to be confirmed on three conditions.

In the facts and circumstances stated above, the petitioner in case of his arrest or surrender within four weeks from the date of receipt of production of copy of this order shall be released on bail on execution of bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Begusarai in connection with Begusarai Mahila P.S. Case No.8 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Jitendra Mohan Sharma, J)

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