

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31116 of 2017

Arising Out of PS.Case No. -171 Year- 2016 Thana -DAUDPUR District- SARAN

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1. Mahmad Ali @ Mohammad Ali, son of Gul Mohammad, resident of
Village- Dhanachhua, P.S.- Mahrajganj, District- Siwan

.... Petitioner

Versus

1. The State of Bihar.

2. Noor Saba Khatoon, wife of Mamad Ali @ Mohammad Ali, D/o Late Dr.
Idris, Village- Kohra, Bazar, P.S.- Daudpur, District- Saran

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Binay Krishna, Adv.

For the Opposite Parties : Mr. Dr. Indihar Kumari, APP 22

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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 and 323 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 12 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 **Daudpur P.S. Case No. 171 of 2016** to the



satisfaction of the **Additional Chief Judicial Magistrate, II, Saran at Chapra**, 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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