

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7213 of 2017

Arising Out of PS.Case No. -7 Year- 2016 Thana -MAHILA P.S BAGHA District-
WESTCHAMPARAN(BETTIAH)

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Majahar Alam, son of Basir Ansari, Resident of Mohalla- Maston Tola, P.S.
Bagaha, District West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Rahamat Ara Khatoon, wife of Majahar Alam, daughter of Shamsul
Hoda, at present Resident of Village- Mathiya, Post Office Meghawal
Mathiya, Police Station Ramnagar, District West Champaran.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Milind Kumar Mishra, Advocate
For the Opposite Party No. 2 : Mr. Zainul Abadin, Advocate
For the State : Mr. Narsingh Tanti, Advocate

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 01-05-2017 Heard the parties.

The petitioner is apprehending his arrest in
connection with Bagaha Mahila P.S. Case No. 07 of 2016,
registered under sections 498A and 34 of the Indian Penal Code.

Case is under Section 498A IPC and petitioner is the
husband. Earlier in this case, notice has been issued to the
Opposite Party No. 2 and she has appeared through learned
counsel Mr. Md. Zainul Abadin.

It has been submitted on behalf of the petitioner that
after notice, the Opposite Party No. 2 is residing with the
petitioner and she has no complaint against him.



Learned counsel for the Opposite Party No. 2 has also not converted the above fact.

Having heard both sides and in view of the facts stated above, I am not inclined to grant anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned court below within a period of six weeks, the learned court below shall release the petitioner, namely, Majahar Alam, on provisional bail on furnishing bail bond of Rs. 25,000/- (Twenty Five Thousand) with two sureties of the like amount each to his own satisfaction in connection with Bagaha Mahila P.S. Case No. 07 of 2016 for a period of six months and further the Court below will call for the petitioner and Opposite Party No. 2 in the Court on the date fixed in each month to watch their conduct and once the Court after being satisfied with the conduct of the parties and their matrimonial relationship, after six months the bail bond of the petitioner shall be confirmed otherwise the Court may pass any order(s) as he may deem fit and proper.

With the aforesaid observation, this application is disposed of accordingly.

(Vinod Kumar Sinha, J)

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