

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12276 of 2017

Arising Out of PS.Case No. -1 Year- 2015 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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Md. Suhail Akhtar, Son of Amiruddin, Resident of village - Sahar, P.S.
Sahar, District - Bhojpur at Arrah

.... Petitioner/s

Versus

1. The State of Bihar
2. Minnat Parvin, Wife of Md. Suhail Akhtar, Daughter of Late
Naziruddin, Resident of village - Parasi, P.S. Parasi, District - Arwal
(Bihar)

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate.
For the complainant : Mr. Sanjay Kumar Sharma, Advocate.
For the Opposite Party/s : Dr. Kumar Uday Pratap, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

11 21-05-2018

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Complaint P.S.**

Case No. 1 of 2015 instituted for the offence under Sections 147, 149,
323, 379, 498A, 504/34 of the Indian Penal Code and Sections 3/4 of
Dowry Prohibition Act..

Learned counsel for the petitioner has submitted that
matter was earlier sent to Mediation Centre where the dispute has been
resolved between both husband and wife by mutual agreement arrived
at between them. The wife is now living with her husband (petitioner).
The memorandum of agreement between husband and wife has been
enclosed with the report of the Mediator.

Learned counsel for the Opposite Party No. 2 has



appeared and submitted that both parties are living together.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Complaint Case No. 1 of 2015**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of **Sri Kishore Kunal, learned Judicial Magistrate 1st Class, Arwal**, subject to the conditions as laid down under Section 438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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