

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24330 of 2019

Arising Out of PS. Case No.-615 Year-2018 Thana- KATIHAR District- Katihar

MD. JUBER Son of Md. Makbul Resident of Mohalla- Bhagwan Chowk
Amir, P.S.- Nagar, District- Katihar.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Noor Jahan Khatoon Wife of Md. Juber, D/o Md. Hafiz Resident of
Mohalla- Sharif Ganj, P.S.- Sahayak, District- Katihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Musowir

For the Opposite Party/s : Mr.Pramod Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 19-04-2019 Heard learned counsel for the petitioner and learned APP for the
State.

2. The petitioner apprehends his arrest for the offences alleged
under Sections 498A IPC and Section 4 of the D.P. Act registered in
connection with Nagar (Sahayak) P.S. Case No. 615 of 2018.

3. It is submitted that the petitioner has been falsely implicated
and the parties were married several years ago and have four children
from the wedlock. The petitioner is the husband of the OP No. 2 and
expresses his readiness to keep the OP No. 2 with due dignity and
honour, rather it was the OP No. 2 who does not wish to reside with
him. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest or
surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be
released on bail on furnishing bail bond of Rs.10,000/- (ten thousand)
with two sureties of like amount each to the satisfaction of learned
CJM, Katihar in connection with Nagar (Sahayak) P.S. Case No. 615 of
2018 subject to the conditions as laid down under Section 438 (2)



Cr.P.C. and also subject to the following further conditions:

- i. That one of the bailors shall be a close relative of the petitioner.
- ii. That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- iii. That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- iv. The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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