

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24902 of 2019

Arising Out of PS. Case No.-2573 Year-2017 Thana- COMPLAINT CASE District- Araria

Md. Meraj @ Md. Meraj Khan Son of Zainuddin Khan Resident of Village -
Narhawa Tappu, P.S.- Narpatganj, Distt - Araria.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Soni Khatoon Wife of Md. Meraj @ Md. Meraj Khan, D/o - Md. Jainul
Resident of Village - Gopalpur, Ward No. 6, Majhuwa, P.S.- Forbesganj,
Distt - Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Naushad Uzzoha
For the Opposite Party/s : Mr. Tapeswar Sharma

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 18-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in connection
with Complaint Case no. 2573C of 2017 registered under
Section 498A of the Indian Penal Code and Section 4 of the
Dowry Prohibition Act.

Petitioner, who is said to be husband of the
complainant has tormented the complainant over dowry demand
along with his family members and drove her out of her marital
house.

It is submitted by learned counsel for the petitioner
that no such occurrence as ever took place. The petitioner has



neither made any demand nor ever pestered the complainant. As a matter of fact, the complainant herself left her marital house. The petitioner is ready to keep the complainant with him with full honour and dignity.

Per contra, learned counsel for the O.P. No. 2 (complainant) turning up before the Court in person frankly submitted that the complainant is also ready to live with the petitioner, provided he keeps and maintain her with full honour and dignity.

As both the parties are ready to live with each other, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Araria in connection with Complaint Case no. 2573C of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

However, in case of any laches on the part of the petitioner, the O.P. No. 2 may move before the court below, who after making inquiry in the matter and in case of finding laches on the part of the petitioner, shall be at liberty to cancel the bail



bond of the petitioner.

(Prakash Chandra Jaiswal, J)

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