

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28440 of 2019

Arising Out of Case No.-2480 Year-2017 COMPLAINT CASE District- Araria

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FIROJ @ MD. FIROJ Son of Gyas Resident of Village-Brah Kumba, P.S.-
Palasi, District-Araria.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Bibi Farhana Daughter of Nuruddin, Wife of Firoj, Resident of Village-
Aghua, P.S.-Jokihat, District-Araria.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma
For the Opposite Party/s : Mr.Md. Aslam Ansari

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 30-04-2019 Heard both sides.

The petitioner apprehends his arrest in Complaint case
No. 2480C/ 2017 for the offences allegedly committed by the
petitioner under Section 498A of the IPC and u/s 4 of Dowry
Prohibition Act.

The learned counsel for the petitioner submits that
marriage of petitioner with the complainant was solemnized six
years ago. On petty dispute his wife lodged the complaint case.
The petitioner is ready to keep his wife with all honour and
dignity.

Taking into consideration the facts aforesaid and the
undertaking given by the petitioner that he is ready to keep his



wife with all proper care, the petitioner, above named, is directed to surrender before the court below within a period of four weeks from the date of receipt/ production of a copy of this order and on such the learned court below shall enlarge the petitioner on provisional anticipatory bail for four months on his furnishing bail bond of Rs. 10,000/- (rupees 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. 2480C/ 2017, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

The learned court below shall make all efforts for resolving the dispute between the husband and wife and if the petitioner is ready to keep his wife properly the provisional bail granted to the petitioner shall be confirmed. If the petitioner fails to keep his wife properly, the learned court below shall pass order on the provisional bail of the petitioner, in accordance with law, immediately after four months.

(Prabhat Kumar Jha, J)

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