

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.64641 of 2018**

Arising Out of PS. Case No.-2932 Year-2015 Thana- COMPLAINT CASE District- Araria

Md. Mojahid Son of Md. Zahir Resident of Village-Purwari Jhirwa, Ward  
No.01,P.S. Simraha,Distt.-Araria

... .. Petitioner/s

Versus

1. State Of Bihar
2. Bibi Rubbo Khatoon D/o Late Nazamuddin Wife of Md. Mojahid Resident  
of Village-Madarganj, Ward No.11 P.S. Simraha,Distt.-Araria

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ramesh Kumar Singh

For the Opposite Party/s : Mr.Md. Nazir Ansari

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

5      20-05-2019                      Heard learned counsels for the petitioner and the  
  
State.

This matter was sent to mediation by order  
dated 15.02.2019. The mediation report has been received  
and is kept at Flag-M. Perusal of the report shows that the  
mediation has resulted in a failure.

Learned counsel for the petitioner submits that  
petitioner is still ready to keep the complainant with honour  
and dignity, but it is the complainant who does not want to  
live with this petitioner. It is further submitted that even  
after mediation she went with this petitioner but after some  
time she again fled away from there. Moreover, with the



same set of allegations, the complainant has also filed a first information report bearing Forbesganj (Simraha) P.S. Case No. 65 of 2016.

Learned counsel appearing for the opposite party no. 2 submits that she is ready to live with this petitioner, but petitioner ousted her from her matrimonial house after assaulting and torturing her.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the petitioner, above named, in the event of arrest or surrender within a period of four weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate, Araria in connection with Complaint Case No. 2932 C of 2015 subject to the conditions laid down under section 438(2) Cr.P.C.

**(Arvind Srivastava, J)**

mcv/-

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