

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49908 of 2019

Arising Out of PS. Case No.-624 Year-2018 Thana- HILSA District- Nalanda

MD. SHAHID HUSSAIN Son of Abdul Rauf Ansari Resident of Village -
Makhdum Chak, P.S.- Sigauri, Distt - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nagma Parween D/o Md. Rizwan Alam Resident of Mohalla - Naya
Mohalla, Dargah Road, P.S.- Hilsa, Distt - Nalanda.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anisur Rahman

For the Opposite Party/s : Mr.Md. Shakir Ahmad

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-08-2019 Petitioner seeks bail in anticipation of his arrest in
connection with Hilsa P.S. Case No. 624 of 2018 registered for
the offences under Sections 341, 323, 504, 498A of the Indian
Penal Code and Sections 3/4 of Dowry Prohibition Act.

Allegation against the petitioner, who happens to be
husband of the informant, is of demand of Rs.5 lacs and for that
he assaulted her brutally, causing injuries to her and further case
is that on the intervention of the Mohalla people she started
living separately but the petitioner again tried to kill her.

Submission of learned counsel for the petitioner is
that the allegation is false and concocted and he has purchased
some land in favour of opposite party No.2 but in spite of that



she is not residing with him and he is still ready to keep her with dignity and care.

Heard learned APP and from perusal of the impugned order it appears that before learned court below the informant has appeared and she categorically stated that she was subjected to assault brutally, as such she is not ready to reside with the petitioner.

In view of above facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner. However, if petitioner surrenders and pray for regular bail, the same shall be considered on its own merit, without being prejudiced by this order and, if possible, to be disposed of on the same day.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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