

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61449 of 2019

Arising Out of PS. Case No.-125 Year-2018 Thana- COMPLAINT CASE District-
Kishanganj

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MD. ALI HUSSAIN @ ALI HUSSAIN S/o Nazamuddin R/o village- Jhaki
Azad Nagar, P.S.- Palasi, District- Araria

... .. Petitioner/s

Versus

1. The State of Bihar
2. Gajela Parveen W/o Md. Ali Hussain @ Ali Hussain, D/o Nazamuddin R/o
village- Bishanpur, P.S.- Kochadhaman, District- Kishanganj

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Ziaul Quamar
For the Opposite Party/s : Mr.Sunil Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 26-09-2019 This application, for grant of anticipatory bail, arises

out of Complaint Case No. 125C/2018, disclosing offences

under Section 323, 352, 307, 498A/34 of the Indian Penal Code

and Section 4 of the Dowry Prohibition Act.

Petitioner happens to be husband of the informant

and allegation against him is of demand of dowry of Rs. One

Lakh and on non fulfilment of the same, he subjected the

complainant to torture and cruelty.

Submission of learned counsel for the petitioner is

that all the allegations are false and concocted and he is still

ready to keep the complainant with full honour and dignity.

Heard learned A.P.P. also.



Having heard both sides, considering the facts and circumstances of the case, this application is disposed of with direction to the petitioner to surrender in the court below on 18.10.2019, on which, the learned court below shall release the petitioner on provisional bail for a period of two months and in the meantime, he will issue notice to opposite party no. 2 and if the complainant is ready to live with the petitioner and the petitioner is also ready to take her to his house from the court below itself, he will confirm the provisional bail of the petitioner, otherwise, the court below will hear the parties and will pass an appropriate order either confirming the provisional bail of the petitioner or cancelling the same.

(Vinod Kumar Sinha, J)

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