

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78041 of 2018**

Arising Out of PS. Case No.-2524 Year-2017 Thana- KATIHAR COMPLAINT CASE
District- Katihar

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Abdul Wahid, son of Late Gulzar, Resident of village Nemol Tola Shimliya,
P.S. Azamnagar, District Katihar

... .. Petitioner

Versus

1. State Of Bihar
2. Firoza Khatoon, wife of Abdul Wahid, daughter of Siraj, resident of village
Nemol tola Shimliya, P.S. Azamnagar, District Katihar

... .. Opposite Parties

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Appearance :

For the Petitioner/s : Mr.Najeeb Ahmad
For the Opposite Party/s : Mr.Dilip Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 07-03-2019 Petitioner seeks bail in anticipation of his arrest in

connection with Complaint Case No. 2524 of 2017, instituted

for the offence punishable under Sections 498A/34 of the Indian

Penal Code.

Allegation as per FIR against the petitioner is that he

committed rape with the complainant, due to which she was

divorced by her previous husband and thereafter petitioner

married with the complainant but later on he demanded dowry

from her and due to which she was ousted from his house.

Submission of learned counsel for the petitioner is

that he denied the marriage itself and in the earlier cse lodged by

son of the complainant final form has been submitted.



It appears from perusal of the record that notice was issued to opposite party No.2 through her Lawyer in the court below and in spite of service of notice none appears on behalf of the complainant.

Heard learned APP also.

Having heard both sides and in the facts and circumstances, let petitioner, above named, surrender within a period of six weeks from the receipt of this order and on surrender he shall be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-VI, Katihar, in connection with Complaint Case No. 2524 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further condition that one of the bailors of the petitioner shall be a local person having sufficient immoveable properties within the jurisdiction of the court concerned and further condition is that petitioner has to co-operate in disposal of trial.

(Vinod Kumar Sinha, J)

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