

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1338 of 2020

Arising Out of PS. Case No.-469 Year-2019 Thana- KESARIA District- East Champaran

Md. Alkama @ Alkama @ Shahbaz @ Sahwaj Son of Md. Sakil Resident of
Village- Baradih, P.S.- Kesariya, Distt- East Champaran.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. Khushboo Khatoon W/o Md. Alkama @ Alkama @ Shabbaz @ Sahwaj, D/o
Md. Islam At Present R/O Vill- Rampur Bariya Tola, Alipur, P.S.- Kesariya,
Distt- East Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhurendra Kumar

For the Opposite Party/s : Mr.Md. Mushtaque Alam

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 25-02-2020 Heard learned counsel for the petitioner, learned
Additional Public Prosecutor for the State as well as learned
counsel appearing for opposite party No. 2.

Petitioner apprehends his arrest in connection with
Kesariaya P.S. Case No. 469/2019 registered for the offences
punishable under Sections 498A, 376/511 of the Indian Penal
Code and 3 / 4 of D.P. Act and Section 4 of Muslim Marriage
Protection Act, 2019.

Petitioner happens to be the husband of the informant
and it is submitted on his behalf that he is ready to keep the
informant with him with full honour and dignity but it is
informed who does not want to lead her conjugal life with



petitioner.

However, learned counsel appearing for the informant submits that petitioner has already divorced the informant and, therefore, the question of residing with petitioner does not arise.

Considering the aforesaid facts and circumstances as well as submissions of the parties, it is ordered that petitioner, in the event of his arrest/ surrender within six weeks from the date of receipt of this order to the court concerned, shall 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 learned Chief Judicial Magistrate, East Champaran, Motihari in Kesariaya P.S. Case No. 469/2019 subject to conditions as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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