

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18977 of 2020

Arising Out of PS. Case No.-50 Year-2019 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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DILSHAD ALAM Son of Sarfudin Main Resident of Village - Bisunpurwa
word no.- 9, P.S.- Adapur, District - East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rosani Khatoon wife of Dilsad Alam D/o Neyaj Alam Resident of Village-
Jeetpur , P.S. Chhauradano, District- East Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bal Govind Sharma

For the Opposite Party/s : Mr.Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 09-10-2020 Heard Mr. Bal Govind Sharma, learned counsel

for the petitioner and Mr. Md. Fahimuddin, learned APP

for the State.

The petitioner seeks bail in anticipation of his
arrest in connection with Tr. No. 3142 of 2019, arising
out of Complaint Case No. C-50 of 2019, in which
cognizance has been taken under Section 498 A of the
Indian Penal Code and Sections 3 and 4 of the Dowry
Prohibition Act, 1961.

On 20.07.2020, this Court had directed for



issuance of notice to Opposite Party No. 2 subject to the deposit of the requisites by the petitioner. The petitioner was granted provisional bail in the meanwhile.

Today, learned counsel for the petitioner submits that for some reason or the other, requisites for issuance of notice could not be filed by the petitioner.

In that view of the matter, this Court disposes of this bail petition with a direction that in case the petitioner surrenders before the court below within a period of eight weeks from today and expresses his willingness to bring back the complainant / Opposite Party No. 2 to her matrimonial home, he shall be released on provisional bail. The Opposite Party No. 2 shall be noticed and on her appearance, the court below shall explore the possibility of settlement of the matrimonial dispute.

If the Opposite Party No. 2 is willing to go with the petitioner to join the matrimonial fold, the provisional bail of the petitioner shall be confirmed. If for



no apparent / plausible reason, Opposite Party No. 2
refuses to join the matrimonial fold, that should also be
taken into account by the Court while passing an order
of confirmation of provisional bail.

With the aforesaid observation / direction, this
petition stands disposed off.

(Ashutosh Kumar, J)

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