

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.15773 of 2021**

Arising Out of PS. Case No.-150 Year-2019 Thana- KEWATI District- Darbhanga

MD SHAHID @ JUHI @ MD SHAHID AFTEKHAR S/o Md Sahzada  
Residence of Village/Muhalla- Sugauna, P.S.- Rahika, District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sahjahan Khatoon W/o Md Shahid @ Juhi, D/o- Late Md Kamrul Hoda  
Resident of Village/Mohalla- Sadhwar, P.O.- Shekhpur Dagarwara, P.S.-  
Keoti, District- Darbhanga.

... .. Opposite Party/s

**Appearance :**

|                     |   |                        |
|---------------------|---|------------------------|
| For the Petitioner/ | : | Mr.Kedar Jha, Advocate |
| For the State       | : | Mr. C. Jawahar, APP    |

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      23-07-2021                      Heard learned counsel for the petitioner and learned  
APP for the State through virtual mode.

Counsel for the petitioner is directed to remove the  
defect(s), as pointed out by the office, within a period of four  
weeks from the date of restoration of normalcy.

The petitioner is apprehending his arrest in a case  
registered under Sections 341, 323, 498A, 504, 506/34 of the  
Indian Penal Code.

Allegation against the petitioner is of committing  
torture upon the victim due to non-fulfilment of demand of  
dowry.

It has been submitted on behalf of the petitioner that



there is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The case is triable by the Magistrate. The informant is in habit of instituting cases against the petitioner and his family members for similar offences. The petitioner has relied upon the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.

On behalf of the State, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the facts and circumstances of the case and also the lockdown, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on his personal bond to the satisfaction of learned Additional Chief Judicial Magistrate VII, Darbhanga in connection with Keoti P.S. case No.150 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight



weeks to the satisfaction of the court concerned in connection with the aforesaid case.

If so advised, either of the parties will be at liberty to make an application before the Court below for referring the matter to the District Mediation Centre for the purpose of reconciliation or one time settlement. In case, any such application is made by either of the parties, the court below shall refer the matter to the District Mediation Centre.

**(Sudhir Singh, J)**

Narendra/-

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