

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3407 of 2020

Arising Out of PS. Case No.-874 Year-2019 Thana- COMPLAINT CASE District- Araria

MD. SARTAZ ALAM @ SARTAZ ALAM Son of Najamuddin Resident of
Village - Balua, P.S.- Jokihat (Mahalgaon), District- Araria

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Bibi Najhat D/O - Late Basikurrahman, W/O - Md. Sartaz Alam @ Sartaz Alam Resident of Village - Balua, P.S.- Jokihat (Mahalgaon), District- Araria, at present Resident of Village - Sherlanga, P.S.- Jokihat, District- Araria

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha, Adv
For the Opposite Party/s : Mr.Umeshanand Pandit,APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

6 05-01-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 498(A),379,323,34 of the Indian Penal Code and 3/4 of D.P.Act but cognizance has been taken under Section 498(A) I.P.C. and Section 4 of D.P.Act.

Since the parties are ready for restoration of their matrimonial life and the allegation is under Section 498(A) I.P.C., let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on



furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Complaint Case No.874c/2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further the petitioner shall fully cooperate with the investigation/trial of the case and also the petitioner shall not leave the country without permission of the learned Trial Court , failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

Petitioner and opposite party No.2 who is represented by learned counsel shall appear before the learned court below on the date fixed and the learned court below shall ensure restoration of conjugal life. If the petitioner would not be found cooperative thereat, that would be a ground for cancellation of anticipatory bail by the learned court below itself.

Let the parties appear before the learned court below on 28.01.2020.

(Birendra Kumar, J)

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