

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11380 of 2020

Arising Out of PS. Case No.-254 Year-2019 Thana- COMPLAINT CASE District-
Kishanganj

Tohid Alam @ Md. Tohid, aged about 30 years, Son of Md. Kasim Resident
of Khan Mangura, P.S.- Dighalbank, District- Kishanganj ... Petitioner
Versus

1. The State Of Bihar
2. Saleena Khatoon @ Sabela Khatoon @ Sabila Khatoon, Wife of Tohid
Alam Resident of Khan Mangura, P.S.- Dighalbank, District- Kishanganj, at
present Resident of Dubatoli, Kachunala, P.S.- Dhigalbank, District-
Kishanganj Opposite Party

Appearance :

For the Petitioner : Mr.Dineshwar Tiwary, Advocate
For the Opposite Party : Mr.Gauri Shankar Gupta, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 15-01-2021 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor representing the State. No

one appears for opposite party no.2, though notice has already

been received by her father.

The petitioner apprehends arrest in a case registered

for the offence punishable under section 498A of the IPC.

Complainant/opposite party no.2 states that she was

married to the petitioner 15 years back and soon thereafter the

petitioner and his family members started torturing her for

dowry and finally, ousted her from the house.

Learned counsel for the petitioner submits that the

petitioner happens to be husband of opposite party no.2 and he

undertakes to keep his wife with honour and safety.

In spite of valid service of notice to opposite party

no.2 vide order dated 24.6.2020, no one appears for her even on



repeated indulgence.

In the facts of the case as well as in view of undertaking of the petitioner, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within eight weeks from today, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub Divisional Judicial Magistrate, Kishanganj in Complainant case no. 254 of 2019, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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