

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15060 of 2020

Arising Out of PS. Case No.-30 Year-2019 Thana- MAHILA District- Munger

MD. NOMAN Son of Late Md. Nehal Resident of Village - Gaura, Police
Station - Haveli Kharagpur, District - Munger.

... .. Petitioner

Versus

1. The State of Bihar
2. Nazrin Parveen Wife of Md. Noman Daughter of Late Md. Nehal, Resident
of Village - Gaura, P.S. - Haveli Kharagpur, District - Munger.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Md. Harun Quareshi, Advocate
For the Opposite Party/s : Mr.Atul Chandra, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 08-04-2021 This matter is taken up for consideration through Video
Conferencing.

Heard learned counsel for the petitioner and the State. It
appears that despite valid service report, no one appears for
opposite party no.2.

The petitioner prays for grant of anticipatory bail in a
case registered for the offence punishable under section
498A/506 of the Indian Penal Code and under sections 3/4 of the
Dowry Prohibition Act.

As per the prosecution case, informant solemnized her
marriage with the petitioner on 7.6.2018. It is further alleged
that when she went to the house of in-laws, all the accused



persons including the petitioner started subjecting her to cruelty and harassment for dowry. It is further alleged that the petitioner and his family members asked her to pay dowry otherwise give divorce to the petitioner.

Learned counsel for the petitioner submits that the petitioner is husband of the informant. Earlier informant solemnized her marriage with one Md. Baquar on 29.1.2010 without giving Talakue to her first husband she solemnized second marriage with the petitioner and the petitioner has also filed a case for declaring the marriage null and void. However, he is ready to keep the informant/ opposite party no.2 with care and honour. Petitioner further denies that any demand of dowry was made.

Considering the facts and circumstances of the case and the undertaking of the petitioner, let the petitioner mentioned above, in the event of arrest/surrender, 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 JM, Ist class, Munger in Mahila Police Station Case No. 30 of 2019 on the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court



and shall remain physically present as directed by the Court
and on his/her absence on two consecutive dates without
sufficient reason, his/her bail bond shall be cancelled by the
Court below.

(2) If the petitioner tampers with the evidence or the
witnesses, in that case, the prosecution will be at liberty to move
for cancellation of bail.

(Prabhat Kumar Singh, J)

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