

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35824 of 2020

Arising Out of PS. Case No.-3235 Year-2018 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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Md. Mustufa @ Md. Mustufa Ansari, male, aged about 23 years, Son of Md. Nijam Ansari Resident of village- Minapur, P.S.- Minapur, District- Muzaffarpur

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Noorjahan Khatoon, female, aged about 22 years, Wife of Md. Mustufa and daughter of Md. Mainuddin, Resident of village- Ghosaut, P.s.- Sewaipatti, District- Muzaffarpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Kumar
For the Opposite Party/s : Mr. APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 23-03-2021 Heard both sides.

The petitioner apprehends his arrest in Complaint Case No.3235 of 2018 for the offences allegedly committed by the petitioner under Sections 498A of the Indian Penal Code and under Sections 3 and 4 of the Dowry Prohibition Act.

Learned counsel for the petitioner submits that the petitioner never demanded any dowry nor tortured her. The petitioner is still ready to keep his wife with full honour and dignity.

Keeping in view the submissions of the learned counsel for the petitioner, the petitioner, above named, is



directed to surrender in the court below within a period of four weeks from the date of receipt/production of a copy of this order and on such, the learned court below shall enlarge the petitioner on provisional anticipatory bail for six months on his furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., East Muzaffarpur in connection with Complaint Case No.3235 of 2018, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Thereafter the learned court below shall make all efforts for resolving the dispute between the husband and wife and if the petitioner keeps his wife properly, the provisional bail granted to the petitioner shall be confirmed. If the petitioner fails to keep his wife with full honour and dignity, the learned court below shall pass order on the provisional bail of the petitioner, in accordance with law, immediately after six months.

(Prabhat Kumar Jha, J)

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