

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59548 of 2019

Arising Out of PS. Case No.-34 Year-2019 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

MD. MANZOOR ALAM son of Md. Akhtar @ Nijam Resident of Village-
Morwa Roy Tola, P.S.- Musrigharari, District- Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Raushan Ara wife of Md. Manzoor Alam Presently residing with her father
Dokhtar Shams Alam, Resident of village- Mahmudpur, P.S.- Tajpur (Halai
O.P.), District- Samastipur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Abhay Shankar Singh, Adv.
For the Opposite Party/s	:	Mr. Ashraf Ansari, APP
For the Informant		Mr. Hussamuddin Azad, Adv.

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

7 22-10-2021 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Complaint Case No. 34 of 2019 instituted for the offence
under Sections 498A and 34 of the Indian Penal Code and



Section 3/4 of the Dowry Prohibition Act.

As per allegation in the Complaint petition, complainant was married to the petitioner in the year 2015. At the time of marriage several articles besides cash of Rs. 1,65,000/-, motorcycle, furniture and ornaments were given. After few years of marriage she was tortured for non-fulfillment of Rs. three lacs and finally she was ousted from her matrimonial house.

Learned counsel for the petitioner has submitted that petitioner is husband of the complainant and has been falsely implicated in this case. In fact, complainant herself is not ready to live and lead conjugal life with the petitioner. It is further submitted by learned counsel for the petitioner as well as learned counsel for opposite party no. 2 that the matter has been amicably settled between the parties.

Learned APP has opposed the prayer of anticipatory bail.

Having heard learned counsel for the parties and taking into consideration that the matter has been amicably settled between the parties, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the



event of his arrest or surrender in connection with Complaint Case no. 34 of 2019, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Samastipur subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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