

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14856 of 2021

Arising Out of PS. Case No.-34 Year-2020 Thana- MAHILA P.S. District- Araria

MD IFTIKHAR @ IFTIKHAR Son of Nooruddin, Resident of Village- Kujri
Ward No.09, Police Station- Palasi, District- Araria.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Bibi Najlish Daughter of Hasibur Rahman, Wife of Md. Iftikhar, Resident of
Village- Farsadangi Ward No.11, Police Station- Palasi, District- Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 04-04-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Araria Mahila P.S. Case No. 34 of 2020 registered for offence
punishable under sections 341, 342, 323, 498A/34 of the Indian
Penal Code and sections 3/4 of the Dowry Prohibition Act

As per allegation, the marriage of Bibi Najlish
(opposite party no. 2) was solemnized with the present
petitioner six years before lodging of the FIR. The husband



(petitioner) and mother-in-law of Bibi Najlish demanded Rs.2,00,000/- cash. Due to non-fulfillment of dowry demand, they subjected her to cruelty. Thereafter, her husband gave her third Talak.

The learned counsel for the petitioner has submitted that the entire allegation is false. Opposite party no. 2 has solemnized her second marriage with one Md. Seraj, son of Md. Jalal @ Baner of village Nayanagar Tola Salguri, P.S.-Palasi, District-Araria .

During the pendency of this anticipatory bail petition, notice was issued to opposite party no. 2 for exploring the possibility of amicable solution of the dispute. The notice was received by the mother of the victim, but none appeared.

Considering the above-mentioned facts and circumstances, the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Araria in connection with Araria Mahila P.S. Case No. 34 of 2020, subject to condition as laid down under section 438(2) Cr. P.C.

Office shall ensure that all defects are removed by the



petitioner within the stipulated time mentioned hereinabove,
failing which, the matter shall be brought to the notice of this
Court.

(Nawneet Kumar Pandey, J)

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