

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12870 of 2022

Arising Out of PS. Case No.-17 Year-2011 Thana- MAJHAULIA District- West Champaran

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JAMSHED ALAM SON OF MD. SHAKIR R/O VILLAGE- PARSA
DUMARIYA, WARD NO.-06, P.S.- MAJHAULIA, DISTRICT- WEST
CHAMPARAN AT BETTIAH

... .. Petitioner/s

Versus

1. The State of Bihar
2. ROKAIYA KHATOON WIFE OF FAIYAZ R/O VILLAGE- JAMADAR
TOLA, BETTIAH, P.S.- BETIAH MUFFASIL, DISTRICT- WEST
CHAMPARAN

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Kumar No.1
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

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

ORAL ORDER

2 23-09-2022 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the Stamp Reporter within
one month.

Heard the learned counsel for the petitioner and
learned APP for the State through video conferencing.

The petitioner apprehends his arrest for the
offences alleged under Sections 498(A), 341 and 323/34 of the
Indian Penal Code, registered in connection with Majhauria
P.S.Case No. 17 of 2011.

It is a case of matrimonial dispute. The informant
Rokaiya Khatoon is the wife of the petitioner. There is
allegation of torture for non-fulfilment of dowry demand.

The learned counsel for the petitioner has submitted
that prayer for anticipatory bail of the petitioner has twice been
rejected by this Court, but he is renewing his prayer on the fresh
ground that both the parties have compromised and the dispute
between them has ended. Xerox copy of the compromise
petition has been annexed as Annexure-4 signed by husband and



wife and identified by their respective lawyers. In paragraph no.4 of the compromise petition, it has been mentioned that good relation has been restored. In paragraph 5, it has been mentioned that the informant does not want to pursue the case.

Considering the above facts and circumstances, let the petitioner above-named, in the event of his arrest or surrender within four weeks from the date of communication of this order, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Bettiah, West Champaran in connection with Majhauria P.S.Case No. 17 of 2011, subject to the conditions 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 as provided hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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