

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27130 of 2021

Arising Out of PS. Case No.-1 Year-2019 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

MD. JAVED @ MD. JAWED ALAM Son of Md. Jalal Resident of Village-
Rambagh Chouri, Ward No. -46, P.S.- Mithanpura, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Khilqat Parween @ Noori Daughter of Md. Kalim Resident of Village-
Mohammadpur Koari, Mohalla- Dih Koari, P.S.- Tajpur, District-
Samastipur, Pin- 848131.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rashid Rais, Advocate
For the Opposite Party/s : Mr. Umeshanand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-01-2022 Heard learned counsel for the petitioner, Opposite
Party No.2 and learned APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking given in the instant case for
depositing the requisite court fee and to remove the defects
as pointed out by the office when called upon to do so by
the office.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 341,
323, 504, 506 and 498(A) of the Indian Penal Code and
Sections 3/4 of the Dowry Prohibition Act.



The basic accusation is of torture for non-fulfillment of dowry demand.

It is submitted by learned counsel for the petitioner that the marriage of the petitioner with the complainant was solemnized in the year 2014 and the allegation against the petitioner is false and concocted. It is further submitted that petitioner is ready to keep the complainant as wife with full dignity and honour. A statement to that effect has been made in para 7 of the petition.

Considering the present stand of the petitioner, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Samastipur in connection with C.R. No.01 of 2019, T.R. No.2845 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

If the complainant wishes to reside with the



petitioner, she will file a petition before learned Court below when it is expected from the learned Court below to issue notice to the petitioner for his appearance before learned court below. On appearance, the petitioner will be under an obligation comply the undertaking given before this Court and will take the complainant to her matrimonial house to keep her as wife with full dignity and honour.

(Sunil Kumar Panwar, J)

brajesh kumar/-

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