

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18895 of 2022

Arising Out of PS. Case No.-14 Year-2021 Thana- MAHILA P.S. District- Madhubani

MD. SIFAYTULLAH Son of Late Md. Saffiqullah Resident of Village -
Ekhatha, P.S. - Khutauna, District - Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. KHUSBU BEGAM wife of Md. Sifaytullah Resident of Village - Ekhatha,
P.S. - Khutauna, District - Madhubani, At present Son of Shamim, Resident
of Village - Bhanpur, P.s.- Babubarhi, District - Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratanakar Jha
For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 09-11-2022 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Madhubani Mahila P.S. Case No. 14 of 2021 instituted for
the offence under Sections 323, 341, 498(A)/34 of the Indian
Penal Code and Section 3/4 of the Dowry Prohibition Act.

As per allegation in the FIR, due to non-fulfillment of
dowry demand of Rs. One lakh, petitioner along with other
family members started to abuse and torture the informant
mentally and physically and ultimately they ousted her from
matrimonial home after snatching her belongings.



It is submitted by learned counsel for the petitioner that petitioner is husband of the informant and he has been falsely implicated in this case.

Learned counsel for the informant prays for some maintenance for survival of the informant as she is a housewife and she is not able to maintain herself .

In the alternative, learned counsel appearing on behalf of the petitioner, on instructions, submits that petitioner is ready to give Rupee five thousand per month from this month, subject to furnishing bank account number by the informant to the petitioner.

In the changed circumstance, learned counsel for the informant admits that he shall provide bank account number of the informant to the petitioner within a period of one week from today. On receipt of the bank account number of the informant, the petitioner shall deposit Rs. 5,000/- (Five Thousand) in every month commencing from November, 2022 as maintenance in the account furnished by the informant.

Having heard learned counsel for the parties and considering the submissions made on behalf of the petitioner, this Court is inclined to enlarge him on bail. The petitioner, above named, in the event of his arrest or surrender before



learned Court below within a period of four weeks from today, shall 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 Madhubani in connection with Madhubani Mahila P.S. Case No. 14 of 2021, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 5,000/- (for the month of November) by the petitioner in the account of the informant.

The aforesaid payment will be subject to any order passed in the maintenance case for final settlement.

(Sunil Kumar Panwar, J)

sushma/-

U			
---	--	--	--

