

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28826 of 2021

Arising Out of PS. Case No.-348 Year-2018 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

MD MOJASIN @ MOJMMIL, Son of Late Jamsed Ansari, Resident of
Village - Rajwan, P.S. Benipatti, District - Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nemat Khatoon, Wife of Md. Mojasin @ Mojmil, Resident of Village - Rajwan, P.S. Benipatti, District - Madhubani. Daughter of Md. Alamgir Ansari, Resident of Village - Rajwan, P.S. Benipatti, District - Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash, Advocate
For the Opposite Party/s : Mr. Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 24-03-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is permitted to
remove defect(s), as pointed out by the office, if any, within a
period of four weeks from today.

The petitioner apprehends his arrest in connection
with Complaint Case No. 348 of 2018 registered for the
offences under Sections 341, 323, 379, 307, 324, 354(B), 325
and 498A of the Indian Penal Code, but cognizance has been
taken under Sections 323 and 498(A) of the Indian Penal Code.

Pursuant to the order dated 24.12.2021 notice was
issued to opposite party no.2.



Specific statement was made in para 14 of the bail that the petitioner is ready to keep the opposite party no.2 with full honour and dignity.

In such view of the matter, the petitioner is directed to visit his Sasural and take opposite party no.2 with him before 11.04.2022 and thereafter both the parties will file an application in the Court below that they have amicably settled their disputes and they are staying together. The petitioner will also provide a separate mobile phone and number to opposite party no.2 from which she can talk to her parents as and when she desires.

On filing of the aforesaid application by both the parties in the Court below, the Court below will release the petitioner on provisional bail for a period of three months on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Benipatti, Madhubani, in connection with Complaint Case no. 348 of 2018 subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

Till filing of the application by the opposite party no.2 and her husband (petitioner) in the court below, the petitioner



shall not be arrested in connection with aforesaid case.

It is made clear that for non compliance of this order,
bail bond of the petitioner shall stand automatically cancelled.

This application is, accordingly, disposed of.

(Sandeep Kumar, J)

uday/-

U		T	
---	--	---	--

