

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42827 of 2021

Arising Out of PS. Case No.-33 Year-2020 Thana- MAHILA P.S. District- Purnia

Md. Mir Sahab, S/O Md. Isuf @ Isuf, resident of Lavar Badi, Gurhi, P.S-
Kasba, District - Purnea.

... .. Petitioner

Versus

1. The State of Bihar.
2. Nihara Begum, daughter of Md. Kasim, Resident of Middipur, Purnea City,
P.S.- Sadar, District- Purnea.

... .. Opposite Parties

Appearance :

For the Petitioner : Mr. Sarveshwar Tiwary, APP
For the Opposite Party : Mr. Abhay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 21-04-2022 Heard learned counsel for the parties.

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

This application for anticipatory bail arises out of
Mahila P.S. Case No. 33 of 2020 for the offence punishable
under Sections 341, 323, 498-A, 379, 506/34 of the Indian Penal
Code and under Section 3/4 of Dowry Prohibition Act.

It has been submitted by learned counsel for the
petitioner that the parties have entered into a compromise and a
supplementary affidavit has been filed in support of the
compromise.

Considering the aforesaid facts, this bail
application is allowed.



Let the petitioner, above named, in the event of his arrest/surrender within four weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Purnea, in connection with Mahila P.S. Case No. 33 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

However, at the time of accepting the bail bonds of the petitioner, the Court below shall verify from the opposite party no.2 about the genuineness of the compromise. If the opposite party no.2 supports the compromise then, the bail bonds of the petitioner shall be accepted by the Court below. If the opposite party no.2 does not support the compromise, in such a situation, the Court below shall not accept the bail bonds of the petitioner and he shall be taken into custody.

(Sandeep Kumar, J)

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