

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67706 of 2021

Arising Out of PS. Case No.-204 Year-2019 Thana- BISFI District- Madhubani

=====

A. RAIHAN @ REHAN KHAN @ ABDUL REHAN KHAN Son of Md. Moinul Khan Resident of Village- Nainaghat, P.S.- Sadar, District- Darbhanga. Petitioner/s

Versus

1. The State of Bihar
 2. Faizul Nisha @ Guria W/o Abdul Rehan Khan, D/o Late Kamruzama Kha Resident of Village- Aushi O.P., P.S.- Bisfi, District- Madhubani. Opposite Parties.
- =====

Appearance :

For the Petitioner/s	:	Mr. Baidya Nath Prasad
For the Opposite Party/s	:	Mr. Arvind Kumar Pandey (App.84)
For O.P. No.2	:	Mr. Dharendra Kumar Jha

=====

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 13-05-2022 Heard learned counsel for the petitioner, learned counsel for the opposite party no.2 and learned APP for the State through virtual Court proceedings.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 341, 323, 498A, 379, 504 & 506/34 498A of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

Petitioner, who is husband of opposite party no2., is said to have ousted the opposite party no.2 from her matrimonial home in association of his family members over the dowry demand.

It is submitted by learned counsel for the petitioner that the petitioner is an innocent person and has committed no offence. Petitioner has neither made any dowry



demand nor drove her out of her matrimonial home nor tormented her over the demand of dowry. He is still ready to keep her with full honour and dignity. The petitioner has relied upon the judgment of this Court in the case of **Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar**, reported in **2006 (3) PLJR 182**.

In that view of the matter, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Bisfi P.S. Case No.204 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.,

If so advised, either of the parties will be at liberty to make an application before the learned Court below for referring the matter to the District Mediation Center for the purpose of reconciliation or for one time settlement.

Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

Trivedi/-

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

