

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74233 of 2019

Arising Out of PS. Case No.-77 Year-2019 Thana- KARJA District- Muzaffarpur

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Sameer Alam @ Sagir Alam Son of Md. Alam Resident of Village-Naya Tola,
Basantpur, Police Station-Karja, District-Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Rehana Khatoon Wife of Sameer Alam @ Sagir Alam Resident of Village-Dwapatti, P.S.-Karja, District-Muzaffarpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Kumari Chandna
For the State	:	Mr. Md. Matloob Rab

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

8 06-01-2022 Heard learned counsel for the parties through virtual court proceedings.

Learned counsel for the petitioner undertakes to remove the defects within four weeks of normal court proceedings. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.

The petitioner apprehends his arrest in Karja P.S. Case No.77 of 2019, registered for the offences punishable under Sections 341, 323, 307, 498(A), 494 and 34 of the Indian Penal Code as well as under Sections 3/4 of the Dowry Prohibition Act.



The petitioner and other in laws are said to have tortured the victim physically and mentally due to non-fulfillment of additional demand of dowry.

By order dated 06.03.2020, notice was issued to opposite party no.2 under both process, i.e., ordinary as well as speed post with A/D. From perusal of the office notes, it appears that ordinary notice has been received by opposite party no.2 personally but she refused to acknowledge the receipt.

Learned counsel for the petitioner submits that the petitioner has filed a matrimonial case before learned Principal Judge, Family Court, Muzaffarpur being M. Case No.333 of 2018 and after getting the knowledge about filing of matrimonial case by the petitioner, the informant lodged the present case. It is further submitted that the petitioner is ready to keep opposite party no.2 with full dignity and honour.

Taking into consideration the facts aforesaid, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., West, Muzaffarpur in connection with Karja P.S. Case No.77 of



2019, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

It is further clarified that if the dispute between the parties is not resolved, the parties would be at liberty to settle the dispute through one time settlement in the learned court below.

(Anjani Kumar Sharan, J.)

Sanjay/-

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