

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9761 of 2023

Arising Out of PS. Case No.-50 Year-2021 Thana- TARAPUR District- Munger

MD. KHURSHID @ MD. KHURSHID ALAM Son of Md. Shakil Resident
of village - Milki Ara, P.S.- Ara Town, District - Bhojpur.

... .. Petitioner

Versus

1. The State of Bihar
2. Rizwana Khatoon Wife of Md. Khurshid @ Md. Khurshid Alam Daughter of
Md. Ful Hasan, Resident of village - Lakhanpur, P.S.- Tarapur, District -
Munger.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Singh, Advocate
For the Opposite Party/s : Mr.Anil Kumar Singh No. 1, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 12-05-2023 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in a case registered for
the offence punishable under sections 498A/34 and other allied
sections of the Indian Penal Code and sections 3 & 4 of the
Dowry Prohibition Act.

As per the prosecution case, petitioner along with other
family members committed torture on the informant due to
non-fulfilment of dowry demand.

Learned counsel appearing for the petitioner while
denying the allegations, submits that the petitioner has falsely
been implicated in this case because he is husband of the
victim. However, he is ready to keep the victim to her
matrimonial house with honour and dignity. The case is triable



by the Magistrate. The petitioner has further 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**. Petitioner has got clean antecedent.

Considering the aforesaid facts and circumstances of the case, in the event of arrest or surrender within six weeks from today, let this petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the Sub Divisional Judicial Magistrate, Munger in Tarapur Police Station Case No. 50 of 2021, subject to the conditions laid down under section 438 of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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