

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36282 of 2023

Arising Out of PS. Case No.-57 Year-2022 Thana- ABADPUR District- Katihar

MD JAMILUR @ JAMULUR RAHMAN SON OF RABBANI PRADHAN
@ GULAM RABBANI RESIDENT OF VILLAGE -SHIVANANDPUR, PS-
ABADPUR, DISTT- KATIHAR

... .. Petitioner/s

Versus

1. The State of Bihar BIHAR
2. LOVELY PARVIN BANO WIFE OF MD. JAMILUR @ JAMILUR
RAHMAN RESIDENT OF VILLAGE- WAJIDPUR, PS- ABADPUR,
DISTT- KATIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Helal Ahmad
For the Opposite Party/s : Mr. Manoj Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 18-07-2023 Heard the parties.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Section 498A, 379, 364, 307, 120(B) of the Indian Penal Code.

3. 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.

4. 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 further submits that the informant has given divorce to the petitioner and the certificate is annexed as Annexure-5 of the bail



application. It is also submitted that the informant/complainant has already solemnized marriage with another person, thereafter she filed the present case against the petitioner.

5. 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 Abadpur P.S. Case No.57 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.,

6. 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.

7. Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

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