

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46446 of 2022

Arising Out of PS. Case No.-5 Year-2022 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

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EKLAHUR RAHMAN @ AKHLAQUR RAHMAN S/o Neyaj Ahmad R/o
Village- Khutona, P.S.- Khutona, Dist- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nahid Kausar W/o Eklakur Rahman @ Akhlaqur Rahman R/o Village-
Neyaj Ahmad, R/o Village Khutona, P.S.- Khutona, Dist- Madhubani.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Manoj Kumar, Adv.
For the Opposite Party/s :	Mr.Ramesh Chandra, APP.
	Mr. Kaushlendra, Adv.
	Mr. Md. Shawoor Alam, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 17-03-2023 Heard the parties.

Learned counsel for the petitioner is directed to remove
the defects within the four weeks.

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

Petitioner, who is husband of complainant, is said to have
tortured upon the informant in association of his family
members over the dowry demand. They also ousted her from



her matrimonial home.

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.

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

Petitioner is ready to pay Rs. 5000.00 (Rupees Five Thousand) per month to the complainant in the second week of every month. If the petitioner fails to pay the aforesaid amount on two consecutive months, complainant shall be at liberty to move before the learned Court below for cancelling the bail bond of the petitioner.

It goes without saying that the aforesaid payment shall be



subject to any order being passed in matrimonial maintenance case or any other collateral proceedings.

Learned counsel for the petitioner is directed to furnish the complainant's bank account details. If he fails to furnish the same, the aforesaid amount will be deposited in the learned Court below which will be released in favour of the informant/complainant after she furnishes her bank account details.

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 one time settlement.

With the aforesaid observation and direction, this application stands disposed of.

(Anjani Kumar Sharan, J)

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