

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63312 of 2023

Arising Out of PS. Case No.-519 Year-2022 Thana- RAMNAGAR District- West Champaran

SHAHIN EKBAL @ SONA @ SHANIN EKABL S/O LAE FAKRE ALAM
R/O VILLAGE- BHARATHULI, PS. MUFASSIL AURANGABAD, DIST.
AURANGABAD

... .. Petitioner/s

Versus

1. The State of Bihar
2. SABA AFRIN D/O NOMAN SAH, W/O SHAHIN EQBAL @ SONA R/O
VILLAGE- NARENA, PS. RAM NAGAR, DIST. WEST CHAMPARAN

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Priya Ranjan
For the Opposite Party/s	:	Mr. Sanjay Kumar Tiwary
		Mr. Sanjay Sinha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 07-10-2023 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 323, 498A, 504 & 506/34 of the Indian Penal Code and section 3/4 of the dowry prohibition Act.

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 no such occurrence as alleged ever took place. He has been falsely implicated in this case. The allegation levelled against



the petitioner is not specific rather general and omnibus in nature. It is further submitted that petitioner is always ready to keep her wife with full honour and dignity. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State assisted by learned counsel for the opposite party no.2 opposed the prayer for bail. Learned counsel for the opposite party no.2 submits that opposite party no.2 is not ready to live with the petitioner.

6. Having regard to the facts and circumstances of the case as also the fact that petitioner is ready to keep the opposite party no.2 with him but she is not ready to live with him, 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 Ram Nagar P.S. Case No. 519 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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