

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32140 of 2024

Arising Out of PS. Case No.-37 Year-2023 Thana- RAUTA District- Purnia

Mujahir @ Md. Mujahid Alam Son of Md. Kailu Resident of Vill.- Malopara,
P.S.- Routa, Dist.- Purnea

... .. Petitioner/s

Versus

1. The State of Bihar Patna
2. Sayeda D/o Sajjad @ Koluha Resident of Village- Malopara, P.S.-Routa,
Dist.- Purnea, At Present- R/o Village- Ramai, P.S.- Jokihat, Dist.-Araria
... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kishore Bharti
For the Opposite Party/s: Mrs. Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

- 3 25-09-2024 Heard learned counsels for the parties.
2. Despite valid service of notice, nobody appeared on behalf
of the O.P. No.2.
3. The petitioner apprehends his arrest in a case registered for
the offences punishable under Section 341, 323, 498A, 504,
506/34 of the Indian Penal Code.
4. Petitioner, who is husband of opposite party no.2., is said to
have ousted the opposite party no.2 from her matrimonial home in
association of his family members over the dowry demand.
5. 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. The petitioner has 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**.

6. 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 Routa P.S. Case No.37 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

7. 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.

8. Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

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