

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39198 of 2023**

Arising Out of PS. Case No.-1300 Year-2018 Thana- KATIHAR COMPLAINT CASE
District- Katihar

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JAKIR HUSSAIN @ MD JAKIR SON OF RAJJAK ALI RESIDENT OF
VILLAGE- BARI GERUA, PS- BARARI, DISTT- KATIHAR

... .. Petitioner/s

Versus

1. The State of Bihar
2. MAJAIRA KHATOON WIFE OF JAKIR HUSSAIN @ MD. JAKIR
RESIDENT OF VILLAGE- BARI GERUA, PS- BARARI, DISTT-
KATIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suresh Prasad Sah @ Baranwal
For the Opposite Party/s : Mr. Md. Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 4 21-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State along with learned counsel for the O.P. No.2.
2. The petitioner apprehends his arrest in connection
with Complaint Case No.1300/2018 registered for the offence
punishable under Sections 498A and 323 of the Indian Penal
Code.
3. Learned counsel for the petitioner submits that the
case was referred for mediation and in the mediation proceeding
the dispute in between the petitioner and the O.P. No.2 stands
resolved. It is also submitted that the petitioner will seek
custody of the child in accordance with law. It is next submitted
that one time settlement in between the petitioner and the O.P.



No.2 was arrived at Rs.3,10,000/-, out of which Rs.1,50,000/- has already been paid to the O.P. No.2 and the rest amount of Rs.1,60,000/- is being paid by a Demand Draft bearing No.012236 dated 14.02.2024, drawn in favour of Mnjera Khatoon. The said Demand Draft has been handed over to the learned counsel for the O.P. No.2, who accepted the same so that the same be handed over to the O.P. No.2.

4. Considering the submissions made by the learned counsels for the parties, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.2000/- (Rupees Two Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-V, Katihar in connection with Complaint Case No.1300/2018, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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