

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52340 of 2023

Arising Out of PS. Case No.-288 Year-2021 Thana- PATNA COMPLAINT CASE District-
Patna

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MD. SHAHID MANSURI @ SHAHID MANSURI SON OF RAMZANI
MIYAN RESIDENT OF VILLAGE- MADHOPUR DIH, PS- CHANDI,
DISTT- NALANDA

... .. Petitioner/s

Versus

1. The State of Bihar
2. MONIBA KHATOON WIFE OF MD SHAHID MANSURI RESIDENT OF
VILLAGE- MADHOPUR DIH, PS- CHANDI, DISTT- NALANDA AT
PRESENT RESIDENT AT RAY JAIKISHUN ROAD, GURHATTA, PS-
KHAJEKALAN, PATNA CITY DISTT- PATNA

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rudra Deo, Advocate
For the Opposite Party/s : Mr. Nityanand , APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 27-08-2024 Heard learned counsel for the petitioner and

learned A.P.P. for the State. Despite valid service of notice,

nobody appears on behalf of opposite party no. 2.

2. The petitioner, husband of the victim,

apprehends his arrest in a case punishable for the offence under

Sections 498(A) of the Indian Penal Code .

3. As per the prosecution case , the daughter of the

complainant was married with this petitioner in the year 2018



and after the marriage, when she went to her matrimonial house, she was subjected to torture and cruelty by this petitioner and other in-laws family members due to non-fulfillment of demand of dowry and lastly, she was ousted from her matrimonial house .

4. Learned counsel for the petitioner, while denying the allegations made in the complaint, submits that petitioner has been falsely implicated in this case merely because he happens to be husband of the victim. However, he is ready to keep the victim with full honour and dignity. Moreover, the case is triable by the learned Magistrate. The petitioner has further 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*** . Petitioner claims clean antecedent.

5. Considering the aforesaid facts and circumstances, in the event of arrest or surrender within a period of six weeks from today, let this petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate First Class Patna City in connection with Complaint Case No. 288 of 2021 ,



subject to the conditions, as laid down under Section 438(2) of
the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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