

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60009 of 2022

Arising Out of PS. Case No.-14 Year-2022 Thana- HASPURA District- Aurangabad

MD. SABIR @ MD. SABIR ANSARI SON OF MD. TUFAIL ANSARI R/O
MUSLIMABAD, P.S.- HASPURA, DISTRICT- AURANGABAD, BIHAR

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shabana Praveen Wife of Md. Sabir Resident of Village Muslimabad P.S.
Haspura Aurangabad

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binod Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Yogendra Kumar , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 10-09-2024 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 informant,

apprehends his arrest in a case punishable for the offence under

Sections 498(A) and 34 of the Indian Penal Code and Section 4

of the D. P Act.

3 . As per F.I.R., the marriage of informant was



solemnized with this petitioner, according to muslim customs and rituals, and after the marriage, when informant 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 F.I.R., 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 (informant) 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 SDJM Daudnagar (Aurangabad) in connection with



Haspura Case No. 14 of 2022 , 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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