

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75053 of 2024

Arising Out of PS. Case No.-1384 Year-2022 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

=====

Md. Salauddin Son of Late Md. Sahadat Resident of Village - Baharampur
(Tole Jahanpur), P.S. - Bachhwara, District - Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nahid Praveen Wife of Md. Salauddin Resident of Village - Baharampur
(Tole Jahanpur), P.S. - Bachhwara, District - Begusarai, at present daughter
of Md. Shahabuddin, Resident of Village - Umedpur, P.S. - Tajpur, District -
Samastipur

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr.Surya Narayan Roy, Adv.
For the State	:	Mr.Md. Nazir Ansari, APP
For the Informant	:	Mr.Sandip Kumar Gautam, Adv.

=====

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 30-10-2024 Heard learned counsel for the parties.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable u/s 498(A), 379, 323, 354 of the
Indian Penal Code and Section 3/4 of the D.P. Act.

3. Petitioner, who is husband of opposite party no.2, is said
to have tortured and 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
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**.

5. 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 Complaint Case No.1384/2022 (C.R. Case No.1384 of 2022), subject to the condition as laid down under Section 438 (2) of the Cr.P.C.,

6. Petitioner is ready to pay Rs.4000.00 (Rupees Four Thousand) per month to opposite party no.2 in the second week of every month. If the petitioner fails to pay the aforesaid amount on two consecutive months, opposite party no.2 shall be at liberty to move before the learned Court below for cancelling the bail bond of the petitioner.

7. It goes without saying that the aforesaid payment shall be subject to any order being passed in matrimonial maintenance



case or any other collateral proceedings.

8. Learned counsel for the opposite party no.2 is directed to make available the bank account details of opposite party no.2 in the learned Court below.

9. 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 one time settlement.

10. Accordingly, this application stands disposed of.

(Anjani Kumar Sharan, J)

shikha/-

U		T	
---	--	---	--

