

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.7456 of 2025

Arising Out of PS. Case No.-9 Year-2024 Thana- MAHILA P.S. District- Samastipur

Sarfe Alam @ Md. Sarfe Alam S/o- Anawarul Haque @ Md. Anwarool @
Md. Anawarul Resident Of Village- Muslimnagar, Jale, Ps- Jale, Dist-
Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sajda Khatoon D/o- Md. Islam Khan Village- Kurmi Tola Chandauli Ps-
Baini OP Dist- Samastipur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Majid Mahboob Khan
For the State : Mr.Md. Ataur Rahman
For Opposite Party No. 2: Mr. Dilip Kumar Roy

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

- 224-03-2025
1. Heard learned Counsel for the petitioner, learned Counsel
for the informant-Opposite Party No. 2 and learned
Additional Public Prosecutor for the State.
 2. The petitioner apprehends his arrest in connection with
Mahila Police Station Case No. 09 of 2024, dated
11.02.2024, registered for the offences punishable under
Sections 498-A/341/323/504/506/34 of the Indian Penal
Code and Sections 3/4 of the Dowry Prohibition Act.
 3. The allegation, as per the First Information Report, is that
the marriage of the Opposite Party No. 2 was solemnized



with the petitioner on 28.06.2023 and after sometime, the petitioner and other family members started demanding one motorcycle and Rs. 2,00,000/- in cash by way of dowry and due to non-fulfillment of the said demand, the petitioner and other family members tortured the Opposite Party No. 2 physically as well as mentally and also ousted the Opposite Party No. 2 from her matrimonial home.

4. Learned Counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged and he has falsely been implicated in this case. However, without prejudice to the right and contention of the petitioner, and in order to maintain harmony in the family, the petitioner is ready and willing to pay a sum of Rs. 3,000/- per month to the Opposite Party No. 2 as living cost, subject to the final outcome of the present case as well as the matrimonial case, if any, pending and/or decided between the parties.
5. Learned Counsel for the informant-Opposite Party No. 2 accepts the offer so made by learned Counsel for the petitioner and submits that the petitioner may be directed to deposit the said amount of Rs. 3,000/- per month in the



bank account of the informant-Opposite Party No. 2, details of which shall be furnished by learned Counsel for the Opposite Party No. 2 to learned Counsel for the petitioner within fifteen days from today.

6. After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the offer made by learned Counsel for the petitioner has been accepted by learned Counsel for the Opposite Party No. 2, I am inclined to grant the petitioner privilege of anticipatory bail.
7. This application is, accordingly, allowed.
8. Let the petitioner, above named, in the event of his arrest/surrender before the learned Court below within a period of six weeks from today, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Samastipur, in connection with Mahila Police Station Case No. 09 of 2024.
9. This is subject to the condition that the petitioner shall deposit a sum of Rs. 3,000/- per month in the bank account of Opposite Party No. 2 positively, starting from



10th April, 2025.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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