

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31124 of 2025

Arising Out of PS. Case No.-10 Year-2025 Thana- ALINAGAR District- Darbhanga

Mosaffan Nomani @ Md. Mosaffan Nomani @ Mosaffan Son of Amirul
Hasan @ Md. Amirul Hussain R/o Bahera P.S.- Bheja District -Madhubani
... .. Petitioner/s

Versus

1. The State of Bihar
2. Sifa Praveen Daughater of Md. Noor Alam Village- Dhamsaain, Ps-
Alinagar, Dist- Darbhanga . Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Asif Kalim, Adv.
For the State	:	Mr.Dr.Mrityunjaya Kr.Gautam, APP
For O.P. No. 2	:	Mr. Jitendra Kumar, Adv.

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 09-10-2025 Heard learned counsel for the petitioner as well as the
learned APP for the State.

2. The petitioner apprehends his arrest in connection with
Alinagar P.S. Case No. 10 of 2025, registered for the offences
punishable under Sections 126(2), 115, 64(1), 318(4), 351(2), 3(5) of
the BNS.

3. The informant alleges that the petitioner, at the pretext
of marriage, had physical relations with her for five years. Out of
physical relations with the petitioner, she became pregnant. In
presence of the *Sarpanch*, the marriage between the petitioner and
the informant was solemnized on 08.01.2024. It is further alleged
that the petitioner and his family members subsequently ousted her
from the matrimonial house.

4. The learned counsel for the petitioner has submitted



that the informant is a married lady. She has two children, *Thurren Praween and Md. Jamil @ Anis* from her earlier husband *Sheikh Munisul @ Md. Aftab*. *Sheikh Munisul @ Md. Aftab* has sworn an affidavit stating that the informant is his legally wedded wife and that *Thurren Praween and Md. Jamil @ Anis* are his children. In that affidavit, *Sheikh Munisul @ Md. Aftab* has also mentioned that without divorce, the informant intercepting the petitioner wanted to solemnize marriage with him.

5. On the other hand, the learned counsel for the informant has opposed the prayer for bail and submitted that the petitioner after giving enticement and false promise of marriage, had physical relations with the informant.

6. Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Benipur, Darbhanga in connection with Alinagar P.S. Case No. 10 of 2025, subject to the conditions as laid down under Section 438(2) of the CrPC/482(2) of the BNSS, 2023.

(Nawneet Kumar Pandey, J)

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