

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41504 of 2024

Arising Out of PS. Case No.-615 Year-2023 Thana- BARHARA District- Bhojpur

Awesh Alam Son Of Aslam Ali Ansari @ Aslam Ali Village- Tribhuwani, Ps-
Barahara (Krishnaarh) Dist- Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Najiya Pravin Wife Of Awesh Alam Village- Tribhuwani, Ps- Barahara
(Krishnaarh) Dist- Bhojpur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh

For the Opposite Party/s : Mr.Ramchandra Sahnii

CORAM: HONOURABLE MR. JUSTICE S. B. PD. SINGH

ORAL ORDER

6 25-02-2025 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The instant application for anticipatory bail has
been filed by the petitioner apprehending his arrest in a case
instituted for the offence punishable under Sections
498(A)/34 of the I.P.C. and Section 3/4 of D.P. Act.

3. As per the allegation, complainant was married
to petitioner in the year 2022. It is further alleged that
petitioner and other accused persons assaulted and started
torturing the informant for additional dowry demand.

4. From perusal of the mediator's report (Flag 'M'),



it appears that the dispute between the parties could not be settled through the process of mediation. Hence, mediation failed.

5. In pursuance to the direction of this Court, both parties appeared with their respective counsel. It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in the present case. It is further submitted that no any demand of dowry has taken place ever. During course of argument it is further submitted by learned counsel for the petitioner that petitioner is regularly paying Rs. 10,000/- (ten thousand rupees) as maintenance to his wife (O.P. No. 2). A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

6. Learned A.P.P. for the State as well as learned counsel for the informant has vehemently opposed the prayer of bail and submitted that mediation failed.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The



petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Barahara (Krishnagarh) P.S. Case No. 615 of 2023, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara, subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

Nirajkrs/-

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