

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54154 of 2024

Arising Out of PS. Case No.-10 Year-2024 Thana- PURAINI District- Madhepura

Masoom Raza @ Masoom Raja son of Md. Abdul Kalam @ Abdul Kalam
Village- Murblila Ward No.11, PS- Barhara Kothi District- Purnia

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sakila Begam wife of Masoom Raja, D/o- Md. Haroon Rashid Village-
Vanshgopalpur W.No-1, PS- Purni, Dist- Madhepura

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surya Narayan Yadav, Advocate
For the State : Mr. Parmanand Kumar, APP
For the Informant : Mr. Uday Chand Prasad, Advocate

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

4 22-03-2025 Heard learned counsel for the petitioner, learned counsel
for the informant and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Puraini P.S. Case No.10 of 2024 instituted under Sections 341,
323, 328, 498(A), 504, 506/34 of the I.P.C. and Section 3/4 of
the Dowry Prohibition Act.

3. The informant was subjected to torture by the accused
persons including petitioner due to non-fulfillment of demand of
dowry.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. Petitioner is the husband of the informant and he wants to



keep his wife with full honour and dignity but due to some differences, both husband and wife are not residing together. Petitioner is ready to make payment of Rs.4,000/- (Rupees four thousand only) per month to his wife (informant).

5. Learned counsel for the informant submits that the informant also wants to lead conjugal life with the petitioner.

6. Considering the above facts and circumstances of the case, the submissions of learned counsel for the parties and the fact that the petitioner is voluntarily promising to make payment of Rs.4,000/- per month to the informant (wife), in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Udakishunganj, Madhepura in connection with Puraini P.S. Case No.10 of 2024 subject to the conditions as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

7. It is made clear that the petitioner shall make payment of Rs.4,000/- (Rupees four thousand only) per month to the informant (wife) from the month of March, 2025 in her account which shall be adjusted in maintenance amount, if any, to be



awarded by the court concerned in Maintenance Case No.09 of 2024. On non-making of payment as agreed by the petitioner, the informant will be at liberty to file appropriate application before the court concerned for cancellation of bail of the petitioner and the court concerned shall pass the appropriate order including the cancellation of bail of petitioner.

(Sunil Dutta Mishra, J)

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