

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65992 of 2024

Arising Out of PS. Case No.-1901 Year-2023 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

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Ejaj Ansari Son of Nazamuddin Ansari R/o Village- Jagdishpur , P.S.-
Baikunthpur, District- Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. Shajada Khatoon Wife of Ejaj Ansari R/o Village- Jagdishpur , P.S.-
Baikunthpur, District- Gopalganj Presently residing at D/o Hasmuddin
Ansari, Village- Mathiya, P.S.- Baikunthpur, District- Gopalganj

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sachina, Advocate
For the Opposite Party/s : Mr. Ramesh Chandra, APP

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

3 20-03-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending his arrest in
connection with Complaint Case No. 1901 of 2023 for the
offence under Sections 498A and 34 of the I.P.C.

3. As per the prosecution story, the complainant has
alleged that her marriage was solemnized with the petitioner on
02.07.2020 according to Muslim rites. After the marriage,
complainant started residing in her matrimonial home.
Thereafter, it is alleged that the petitioner along with his family
members started demanding Rs. 1,00,000/- (One Lakh) in cash
and a motorcycle. On refusal, the complainant was subjected to
torture variously and ultimately the petitioner has ousted her



from his house.

4. Learned counsel for the petitioner submits that the petitioner has been falsely been implicated in this case and the complaint case is merely based on false, concocted and cook and bull story. The petitioner is completely innocent and has not committed any of the alleged offence in any manner. There was no demand for any dowry made by the petitioner before or after marriage neither petitioner has subjected the victim to cruelty during her stay in matrimonial house. The complainant (O.P. No. 2) has also filed a maintenance case vide Maintenance Case No. 170 of 2023 which is pending before the Court of learned Principal Judge, Family Court, Gopalganj.

5. Learned APP opposes the prayer for bail.

6. During course of argument, learned counsel for the petitioner further submits that the petitioner is ready to pay Rs. 4,000/-(Four Thousand) per month for the maintenance of his wife, to show his *bona fide* conduct. The above amount of maintenance will be adjusted in any future order regarding maintenance passed by any competent Court. In this regard, learned counsel also submits that the petitioner is ready to file an affidavit regarding payment of aforesaid amount timely. Keeping in view the aforesaid facts, this Court is inclined to



extend him the privilege of anticipatory bail.

7. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Gopalganj, in connection with Complaint Case No. 1901 of 2023 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(S. B. Pd. Singh, J)

Ankit Kumar/-

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