

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.74382 of 2024**

Arising Out of PS. Case No.-1586 Year-2023 Thana- SARAN COMPLAINT CASE District-  
Saran

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Rustam Ali Son of Arsad Ali R/O Vill.- Kadipur Nagra, P.O.- Nagra, P.S.-  
Khaira, Dist.- Saran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Reshma Khatoon @ Rozi Khatoon Wife of Rustam Ali, D/O Mohiuddin R/O  
Vill.- Kewatiya, P.S.- Dariyapur, Dist.- Saran.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Saroj Kumar Singh, Adv.  
For the State : Mr. Shyam Bihari Singh, APP

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**CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA**  
**ORAL ORDER**

3      01-07-2025              Heard learned counsel for the petitioner and learned APP  
for the State.

2. Despite service of notice, nobody appears on behalf of  
the complainant.

3. The petitioner apprehends his arrest in a case  
registered for the offences punishable under Sections 323,  
498(A) of the Indian Penal Code.

4. Petitioner, who is husband of complainant, is said to  
have tortured upon her physically and mentally in association of  
his family members over the dowry demand.

5. It is submitted on behalf of the petitioner that the  
complainant had also filed another complaint case bearing



Complaint Case No. 2893 of 2022 making similar allegations against the petitioner, but in the said complaint case, the parties have resolved their differences and the petitioner (husband) and the complainant (wife) are staying together which would appear from an order dated 01.07.2025 passed in Cr. Misc. No. 72255 of 2024.

6. Taking in view such condition that the petitioner and the complainant are staying together as husband and wife, I am inclined to grant the privilege of anticipatory bail to the petitioner. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, 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 the learned lower Court where the case is pending/successor Court in connection with Complaint Case No. 1586 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C/ 482 (2) of the BNSS, 2023.

**(Soni Shrivastava, J)**

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