

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81833 of 2024

Arising Out of PS. Case No.-112 Year-2021 Thana- COMPLAINT CASE District- Supaul

Arshad Ansari @ Arshad Son of Rakibuddin @ Rakimuddin Ansari village-
Dinbandhi Ward no. 10, ps- Balua Bazar, , Dist- Supaul

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Tabassum Khatoon wife of Arshad Ansari village- Baratpur, Ps- Birpur,
Dist- Supaul

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Singh

For the Opposite Party/s : Mr.Arun Kumar

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 26-06-2025 Heard learned counsel for the petitioner, learned

APP for the State and learned counsel for the opposite party No.
2.

2. The petitioner apprehends his arrest in connection
with Complaint Case No.112 of 2021 registered under Sections
498A, 341 and 323 of the Indian Penal Code.

3. As per the prosecution case, the informant states
that her husband, the petitioner herein, along with accused
persons started to assault the complainant mentally and
physically on account of non-fulfillment of demand of dowry
and also ousted her from matrimonial house.

4. Learned counsel for the petitioner submits that



earlier the matter had been sent to the Patna High Court Mediation Center vide order dated 28.04.2025 but the mediation process has failed. Learned counsel for the petitioner further submits that the allegation of demand of dowry and torture is false and concocted. The petitioner is always ready to keep his wife with full dignity and honor.

5. The application for anticipatory bail is opposed by learned A.P.P. for the State as also learned counsel for the opposite party no. 2.

6. At this stage, learned counsel for the petitioner submits that the petitioner makes an offer to pay Rs. 3500/- to his wife in the second week of every month for her basic requirements. It goes without saying that the aforesaid payment shall be subject to any order passed in matrimonial maintenance case or any other collateral proceeding.

7. Considering the aforesaid facts of the case, it is directed that the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Complaint Case No.112 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned



Judicial Magistrate, 1st Class, Birpur (Supaul), subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of the B.N.S.S, 2023 and subject to the further condition that the petitioner shall co-operate in the investigation/trial.

8. If the opposite party no. 2 furnishes the Bank account in which the amount can be transferred and yet the petitioner fails to make the aforesaid payment of Rs. 3500/- on two consecutive dates, the opposite party No. 2 would be at liberty to file cancellation of bail.

(Soni Shrivastava, J)

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