

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40316 of 2025

Arising Out of PS. Case No.-741 Year-2022 Thana- COMPLAINT CASE - HILSA District-
Nalanda

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Md. Shahjad @ Md. Sahjad Alam S/o Late Vakil Ahmed R/o Shakin Pilkhi,
P.S.- Khudaganj, District- Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar
2. Farzana Khatoon W/o Md. Shahjad At present resident of Shakin Pilkhi,
P.S.- Khudaganj, District- Nalanda

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Shashwat Pratyush
For the Opposite Party/s :	Mr. Mr. Jitendra Kumar Singh, Ld. App
	Mr. Garari Mukharjee
	Mr. Ajay Mukherjee
	Mr. Shambhu Sharan

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

8 18-06-2026 Heard the learned counsel for the petitioner, the

learned APP for the State and the learned counsel for the

informant.

2. The petitioner apprehends arrest in connection with

Complaint Case No. 741 of 2022 in which cognizance has been

taken under Sections 498A and 323 of Indian Penal Code and

Section 3/4 of the D Act.

3. As per the prosecution case, the petitioner and other

accused persons are alleged to have assaulted and tortured the

complainant on account of non-fulfillment of demand for dowry.

4. Learned counsel for the petitioner submits that

petitioner is quite innocent and has not committed any offence.



It is further submitted that pursuant to the order dated 19.02.2026 passed by this Court, the petitioner is regularly paying a sum of Rs.10,000/- per month towards maintenance to the complainant.

5. Learned APP for the State and the learned counsel for the O.P. No. 2 have vehemently opposed the prayer for bail. It is submitted by the learned counsel for the O.P. No. 2 that a maintenance case has been filed by the O.P. No. 2 in the Court of Principal Judge, Family Court, Nalanda at Biharsharif.

6. Having regard to the nature of accusation, the submissions advanced on behalf of the parties and the facts and circumstances of the case, this application for anticipatory bail stands allowed.

7. Accordingly, let the petitioner, above-named, in the event of arrest or surrender within four weeks from today in the Court below, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending/successor Court in connection with Complaint Case No. 741 of 2022 subject to the conditions as laid down under Section 482(2) of the BNSS and with a further condition that the petitioner shall regularly pay the maintenance



amount of Rs. 10,000/- (Rupees Ten Thousand only) per month to the complainant until the final disposal of the Maintenance Case pending before the Court of the Principal Judge, Family Court, Nalanda at Biharsharif.

8. The Principal Judge, Family Court, Nalanda at Biharsharif is directed to hear the maintenance case filed by the O.P. No. 2 on a priority basis and decided the same expeditiously, preferably within a period of three months from the date of receipt/communication of a copy of this order.

9. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

10. Let a copy of this order be communicated to the Principal District & Sessions Judge, Nalanda at Biharsharif through FAX or e-mail for immediate compliance.

(Sandeep Kumar, J)

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