

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32897 of 2026

Arising Out of PS. Case No.-216 Year-2023 Thana- GHANSHYAMPUR District- Darbhanga

1. Sanjeera Khatoon wife of Late Ghuran Resident of Village -Basauli P.s- Ghanshyampur Dist -Darbhanga
2. Md. Majloom @ Majnoom son of Late Yusuf Resident of Village -Basauli P.s-Ghanshyampur Dist -Darbhanga
3. Bano Khatoon Wife of Md. Majloom @ Majnoom Resident of Village -Basauli P.s-Ghanshyampur Dist -Darbhanga
4. Noor Alam Son of Late Ghuran Resident of Village -Basauli P.s- Ghanshyampur Dist -Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Girish Chandra Jha, Adv

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

2 13-05-2026 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in a case in connection with Ghanshayampur P.S. Case No. 216 of 2023 registered for the offences punishable under Section 376/34 of the I.P.C. and Section 3/4 of the Dowry Prohibition Act.

3. As per the prosecution case, co-accused Md. Sadre Alam on the false pretext of marriage has committed rape on the informant's daughter and it has been further alleged that the



family members of Md. Sadre Alam demanded Rs. 3 Lakhs and a motorcycle as dowry and further stated that if the demand is not met the marriage would not be performed.

4. Learned counsel for the petitioners has submitted that the allegation of physical relationship on false pretext of marriage is against co-accused Md. Sadre Alam and the said co-accused Sadre Alam has been granted the privilege of anticipatory bail by the co-ordinate Bench of this Court by order dated 03.07.2024 passed in Cr. Misc. No. 36419 of 2024. It has further been submitted that at best a case under Section 3 and 4 of the Dowry Prohibition Act is made out against the petitioner which is bailable in nature. It has further been submitted that co-accused Sadre Alam has performed marriage with the daughter of the informant/victim and after such marriage the parties have filed a joint petition in the court below.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Considering the aforesaid facts and circumstances of the case, let the above named petitioners, in the event of their arrest/surrender within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 10,000/- (Rupees Ten thousand) each with two sureties of the



like amount each to the satisfaction of the learned court concerned, in connection with Ghanshayampur P.S. Case No. 216 of 2023, subject to conditions as laid down under section 482(2) of the B.N.S.S.

7. The application stands allowed.

(Praveen Kumar, J)

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