

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56020 of 2021

Arising Out of PS. Case No.-504 Year-2015 Thana- PHULWARISHARIF District- Patna

Sumaiya Ali @ Neha Daughter Of Mohammad Ali R/O - 2/76, Minhaj Nagar,
Gulshan Market, Phulwari P.S.- Phulwari Sharif, District- Patna

... .. Petitioner/s

Versus

1. The State Of Bihar
2. S.M. Danish Mansoor Son Of S.M. Mansoor Ahmad R/O Mohalla- Sangam Colony, Digha, Opposite Itl. P.S.- Digha, District- Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Abhishek Kumar
For the Opposite Party/s :	Mr. Jharkhandi Upadhyay, APP
	Mr. Arun Kumar Singh
	Mr. S. Khalid Shah
	Mr. Adil Abbas

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 22-07-2026 Heard the learned counsel for the petitioner, the learned APP for the State, and the learned counsel for the O.P. No. 2.

2. The present application has been filed seeking cancellation of the anticipatory bail granted to Opposite Party No. 2 by a Co-ordinate Bench of this Court *vide* order dated 29.10.2015 passed in Cr. Misc. No. 45615 of 2015, arising out of Phulwari Sharif P.S. Case No. 504 of 2015 dated 21.07.2015 wherein the Opposite Party No. 2 (Accused No. 1) was charged for the offences punishable under Sections 341, 323, 354, 489(A), 504 and 506 read with Section 34 of the Indian Penal



Code, as well as under Sections 3 and 4 of the Protection of Women from Domestic Violence Act, 2005.

3. Having considered the submissions of the parties and the materials available on record, this Court finds that no supervening circumstance has been brought on record to show that Opposite Party No. 2 has misused the privilege of bail or violated any of the conditions imposed by the learned court below. No material has been placed before this Court to justify interference with the order granting bail. Therefore, this Court finds no sufficient ground to interfere with the impugned order.

4. Accordingly, the present application is dismissed.

5. However, the learned Trial Court is directed to expedite the trial and conclude the same as early as possible, preferably within a period of six months from the date of this order. The learned Trial Court shall submit a compliance report before this Court after expiry of the said period.

6. It is further directed that if the maintenance amount being paid by the husband of the petitioner has been discontinued, the petitioner shall be at liberty to file an appropriate application before the concerned Court seeking cancellation of the bail bonds of the husband of the petitioner. If, upon consideration of such application, the learned Court



below finds that the maintenance amount has been deliberately discontinued by the husband of the petitioner, it shall pass appropriate orders, including cancellation of the bail bonds and taking necessary steps in accordance with law. Such application, if filed, shall be considered and disposed of within fifteen days from the date of its filing.

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

(Sandeep Kumar, J)

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