

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64350 of 2024

Arising Out of PS. Case No.-285 Year-2023 Thana- DARBHANGA COMPLAINT CASE
District- Darbhanga

MD. EJAJ @ AIJAJ @ MD. AJAJ Son of Md. Khatibullah @ Khatibur
Rahman Resident of village - Dhamwara, P.S.- Alinagar, District - Darbhanga
... .. Petitioner/s

Versus

1. The State of Bihar
2. Najni Praween Wife of Md. Ejaj D/o Md. Mohiuddin, Resident of village -
Dhamsain, P.S.- Alinagar, District - Darbhanga
... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisu Zzoha
For the Opposite Party/s : Mr.Akbar Ali

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

4 20-01-2026 Heard the parties.

2. The petitioner is named in the complaint petition
and apprehending his arrest in connection with Complaint
Case No. 285 of 2023 registered for the offences punishable
under Sections 498-A and 323 of the Indian Penal Code.

3. The allegation against petitioner is to commit
cruelty upon complainant along with other family members for
the non-fulfilment of demand of dowry as raised for cash of
Rs. 2 lakhs and one motorcycle.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that allegation *qua* raising demand of
dowry is appearing very much general and omnibus in nature
and, therefore, the allegation of committing cruelty is also not



appears convincing *qua* petitioner. It is submitted that due to personal ego, complainant is living with her brother and failed to join petitioner, despite his best efforts. It is submitted that allegation *qua* physical assault which alleged to be made with an intention to cause death not appears convincing as cognizance was taken for the offences under Sections 498-A and 323 of the IPC.

5 Learned APP duly assisted by learned counsel for the informant while opposing the prayer of bail submitted that petitioner who is the husband had failed to approach complainant in terms of order dated 21.11.2024 for her *rukhsat*.

6. In view of aforesaid factual submission and by taking note of fact as allegation *qua* demand of dowry and also of committing cruelty appears very much general and omnibus against this petitioner, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the



satisfaction of the learned J.M.F.C., Benipur, Darbhanga/concerned Court, where the case is pending in connection with Complaint Case No. 285 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C/ Section 482(2) of BNSS.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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