

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73095 of 2025

Arising Out of PS. Case No.-49 Year-2024 Thana- SAHARSA COMPLAINT CASE District-
Saharsa

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Md. Afroj S/O Md Masleuddin Resident of Village- Araghat, P.S.- Mahishi
(Jalai OP), District- Saharsa

... .. Petitioner/s

Versus

1. The State of Bihar
2. Darkhasha Parvin W/O Md. Afroj, D/O Late Haidar Ali Resident of Village-
Araghat, P.S.- Mahishi (Jalai OP), District- Saharsa

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Diwakar Prasad Singh, Advocate
For the State : Mr.Meena Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 21-01-2026 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner apprehends his arrest in
connection with Complaint Case No. 49 of 2024 registered for
the offence under Sections 498(A) of the Indian Penal Code and
Section 3/4 of the Dowry Prohibition Act.

3. As per the prosecution case, the petitioner and
others are accused of assaulting and torturing the victim for
demand of dowry.

4. It has been submitted by the learned counsel for
the petitioner that the petitioner is innocent and he has falsely
been implicated in this case.



5. Learned counsel for the informant has opposed the application of the petitioner.

6 . Considering the submission of the parties and in view of the law laid down by the Hon'ble Supreme Court in the case of *Arnesh Kumar Vs. State of Bihar* reported in (2014) 8 SCC 273, this application of grant of anticipatory bail is allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the concerned Court below within four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Saharsa/concerned Court below in connection with Complaint Case No. 49 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973 / Section 482 of the BNSS.

8. As a condition of this order, the petitioner is directed to pay a maintenance amount of Rs. 10,000/- from the month of January, 2026 to the informant and the maintenance for the month of January, 2026 shall be paid to the informant before 31.01.2026 and thereafter the maintenance amount shall be paid to the informant every month before the 10th day of the



month.

(Sandeep Kumar, J)

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