

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68602 of 2025

Arising Out of PS. Case No.-1403 Year-2022 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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Md. Irshad Son of Md. Israfil Resident of village - Chiranjivipur, Police Station - Bachwara, District - Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Sabra Khatoon Wife of Md. Irshad Daughter of Md. Mahjeed, Resident of village - Chiranjivipur, Police Station - Bachwara, District - Begusarai At Present Residing at village - Dharampur Bandey, Police Station - Patori, District - Samastipur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Mahendra Pratap
For the Opposite Party/s	:	Mr.Shailendra Kumar
For the O.P. No. 02	:	Mr. Kundan Kumar
		Mr. Dhir Dyuti Kumar Verma
		Mr. Anjani Kumar

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 09-03-2026 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. 1403 of 2022 registered for the offence under Sections 147, 323, 504, 379, 380, 452, 406, 354, 498-A of the Indian Penal Code.

3. As per the prosecution case, the petitioner is 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 State and learned counsel for the informant has opposed the application of the petitioner.

6. Considering the aforesaid facts along with 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 six 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, Samastipur/concerned Court below in connection with Complaint Case No.1403 of 2022 T.R. Case No. 2672 of 2023, 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. 6,000/- from the



month of March, 2026 to the informant and the maintenance for the month of March, 2026 shall be paid to the informant within ten days of pronouncement of this order and thereafter the maintenance amount from the month of April, 2026 shall be paid to the informant every month before the 10th day of the month and if the petitioner fails to pay the maintenance amount to the opposite party no. 02 then his bail bonds shall be cancelled by the Court below.

9. It is made clear that the aforesaid maintenance order will be subject to the outcome of any order of concerned Court below passed in maintenance proceedings, if any.

(Sandeep Kumar, J)

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