

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71674 of 2025

Arising Out of PS. Case No.-743 Year-2019 Thana- BHOJPUR COMPLAINT CASE
District- Bhojpur

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Md. Arif @ Arif Sah S/O Md. Raish Khan @ Md. Raish Sah Resident of
Village- Goshiya Kala, Police Station- Bikramganj, District- Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Khushubu Khatun D/O Md. Hasnain Shah R/O Village and P.S- Sahpur,
Distt.- Bhojpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Rajendra Prasad Nat, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-02-2026 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 341, 323, 504, 379 and
498A of the Indian Penal Code and Sections 3 and 4 of the Dowry
Prohibition Act.

3. The prosecution case, in brief, is that marriage of the
complainant was solemnized with the brother of this petitioner per
Muslim rites and rituals on 18.06.2024. It is alleged that after
marriage, all the accused persons named in the complaint petition,
including this petitioner, subjected the complainant to cruelty and
harassment due to non-fulfillment of demand of dowry and later,
ousted her from the matrimonial house.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. Petitioner is



brother-in-law of the complainant and he is simply victim of over-implication. Allegation against petitioner is general and omnibus. Petitioner is separate in mess and property and has got no concern with family affairs of the complainant. He further submits that thrust of accusation is against husband of the complainant. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State vehemently opposed the bail application.

6. Considering the aforesaid facts and circumstances of the case, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Bhojpur at Ara in connection with Complaint Case No. 743 C of 2019, subject to condition as laid down under Section 482 (2) of the BNSS.

(Prabhat Kumar Singh, J)

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