

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38052 of 2015

Arising Out of PS.Case No. -383 Year- 2015 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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Manjoor Ahmad @ Manzoor Ahmad

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar

For the Opposite Party/s : Mr. Jitendra Kumar Rai 1 (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 28-08-2015

Heard learned counsels for the petitioner and the State.

The petitioner being the husband of the informant is apprehending arrest in a case in which process has been directed to be issued after cognizance being taken for the offences punishable under Sections 323, 406 and 498A of the Indian Penal Code.

The basic accusation is of torture.

Learned counsel for the petitioner submits that the petitioner admits his marriage with the informant and is ready to keep the informant as wife with full dignity and honour. A statement to that effect has been made in para 11 of the petition which reads as follows:-

“That the petitioner is ready to keep his wife (informant/complainant) with fully honour and dignity.”

Learned counsel for the informant, on instruction,

submits that the informant is ready to accept the offer of the petitioner.

Both sides agree to appear before the learned court below on 29th of September, 2015 when the petitioner will take the informant to keep her as wife with full dignity and honour.

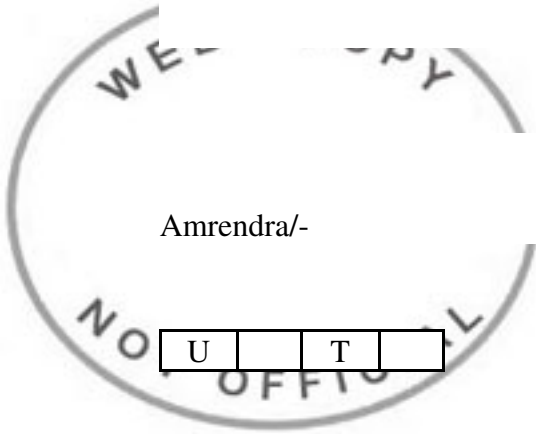
It appears that the father of the petitioner has also filed a case against the informant being Motihari Town P.S. Case No. 321 of 2015.

Both sides also agree to file appropriate application in the said case also that the issue has been reconciled.

Considering the present stand of the parties, let the above named petitioner be released on provisional anticipatory bail for one year in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran at Motihari in connection with Motihari Town P.S. Case No. 383 of 2015, subject to the conditions as laid down under Section 438(2) Cr.P.C.

The provisional bail of the petitioner will be confirmed by learned court below in three eventualities (i) if the matrimonial harmony is substantially restored (ii) if the informant fails to

appear before the learned court below or (iii) if the informant gets reluctant to reconcile the issue.



(Dinesh Kumar Singh, J)