

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7683 of 2015

Arising Out of PS.Case No. -124 Year- 2013 Thana -BHOJPUR COMPLAINT CASE District-
BHOJPUR

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Gopal Mishra, S/o Late Jainath Mishra, R/o village- Belakhara, Police
Station- Karpi, District- Arwal

.... Petitioner/s

Versus

1. State of Bihar
2. Basanti Devi, W/o Gopal Mishra, D/o Kamlesh Pandey at present R/o
village- Ekbari, Police Station- Sahar, District- Bhojpur

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr. Nityanand(APP)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 26-02-2015 Heard learned counsel for the petitioner and the

State.

The petitioner being the husband of the
complainant is apprehending his arrest in a complaint case in
which processes have been directed to be issued after
cognizance being taken for the offences punishable under
Section 498A of the Indian Penal Code.

The accusation is of torture.

On instruction it is submitted by learned counsel
for the petitioner that the petitioner is ready to keep the
complainant as wife with full dignity and honour. Statement to
that effect has been made in para 17 of the petition.

Considering the present stand of the petitioner, let
the above named petitioner be released on provisional



anticipatory bail for one year in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Complaint Case No. 124(C) of 2013, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Let the learned court below issue notice to the complainant on her appearance the petitioner will take the complainant to keep her as wife with full dignity and honour.

The provisional bail of the petitioner will be confirmed within one year by the learned court below in three eventualities:- (i) on substantial restoration of the matrimonial harmony; (ii) or if the complainant gets reluctant to reconcile the issue; and (iii) or if the complainant fails to appear before the learned court.

(Dinesh Kumar Singh, J)

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