

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9599 of 2015

Arising Out of PS.Case No. -3208 Year- 2013 Thana -KATIHAR COMPLAINT CASE District-
KATIHAR

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1. Sunil Mandal S/O Rajindra Mandal Resident of Village- Banaili, P.S.-
Danaruwa, District- Purnia.

.... Petitioner/s

Versus

1. The State of Bihar
2. Roni Devi W/O Sunil Mandal, D/O Dinesh Mandal Resident of Village-
Kamru, P.S.- Kadwa, District- Purnia.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Singh, Advocate
For the Opposite Party/s : Mr. Sucheta Yadav(APP)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 11-03-2015 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 Sections 498A/34 of the Indian Penal Code and 4 of the Dowry Prohibition Act.

The accusation is of torture for non-fulfillment of the dowry demand.

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-9 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 Sub-Divisional Judicial Magistrate, Katihar in connection with Complaint Case No. 3208 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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