

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.13974 of 2015**

Arising Out of PS.Case No. -1138 Year- 2014 Thana -VAISALI COMPLAINT CASE District-  
VAISHALI(HAJIPUR)

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1. Rahul Kumar S/o Munshilal Sah Resident of village - Dighra, P.S.  
Maniyari, District - Muzaffarpur

.... .... Petitioner/s

Versus

1. The State of Bihar  
2. Pinki Kumari W/o Rahul Kumar of village - Rajwa, P.S. Bangara,  
District - Samastipur, At Present residing Address - village - Belkunda, P.S.  
Mahua, District - Vaishali

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Satya Prakash Sinha, Advocate

For the Opposite Party/s : Mr. Uma Shankar Pd. Singh(App)

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

ORAL ORDER

2 03-04-2015

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 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-

12 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, Hajipur (Vaishali) in connection with Complaint Case No. 1138 of 2014, 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)**

P.K./-

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