

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9047 of 2015

Arising Out of PS.Case No. -688 Year- 2010 Thana -NALANDA COMPLAINT CASE District-
NALANDA (BIHARSHARIFF)

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Md. Perwaiz, son of Md. Gafar

.... Petitioner/s

Versus

1. The State of Bihar
2. Tarnu Khatoon, wife of Md. Perwaiz

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pranav Kumar
For the Opposite Party/s : Mr. Raj Kishore Singh(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 09-03-2015 Heard learned counsel for the petitioner as well
as learned Additional Public Prosecutor for the State.

Petitioner being husband of the opposite party
no. 2 (complainant) apprehends his arrest in connection with
Complaint Case No. 688 of 2010 in which cognizance has
been taken for the offences punishable under Sections 323,
498A, 504/34 of the Indian Penal Code and 4 of Dowry
Prohibition Act, pending in the court of Sub Divisional
Judicial Magistrate, Hilsa, Nalanda.

It is submitted on behalf of the petitioner that
he is ready to keep the opposite party no. 2 with full honour

and dignity.

In view of the aforesaid submission, this petition stands disposed of with direction to petitioner to surrender and seek regular bail before the court below within six weeks from today and if petitioner does so, the concerned court shall release the petitioner on provisional bail for the period of four months on the day of his surrender on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the concerned court and after releasing the petitioner, the concerned court shall issue notice to the petitioner as well as opposite party no. 2 fixing date for conciliation and shall take all possible steps to patch up the dispute of the parties within the above stated period of four months. It goes without saying that if the concerned court succeeds in his attempt, the provisional bail granted to the petitioner shall be confirmed by the concerned court itself, but if the concerned court fails in his attempt due to rigid and non cooperative approach of the petitioner, the provisional bail granted to him shall not be confirmed by the concerned court and in that event petitioner shall be taken into custody by the concerned court. It is needless to say that, if, the concerned court fails

in his attempt due to non cooperative and rigid approach of
the opposite party no. 2, the concerned court shall confirm
the provisional bail granted to the petitioner.

(Hemant Kumar Srivastava, J)

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