

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12895 of 2015

Arising Out of PS.Case No. -687 Year- 2012 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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1. Md. Mukhtar Ansari @ Mokhtar Ansari son of Kalamuddin Sheikh,
Resident of village- Mahuraon (Banjari), PS- Rohtas, District- Rohtas

.... Petitioner

Versus

1. The State of Bihar
2. Rubina Khatoon wife of Mokhtar Ansari, Daughter of Alam Ansari,
Resident of village- Srikhinda, PS- Nokha, District- Rohtas

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Md. Khurshid Alam

For the Opposite Parties : Mr. P.K.Chaurasiya(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 22-06-2015 Petitioner being husband of the complainant
is apprehending his arrest in a complaint case wherein
processes were directed to be issued after cognizance being
taken for the offences punishable under Sections 498A of the
Indian Penal Code and Section 4 of the Dowry Prohibition Act.

The basic accusation is of torture for non-
fulfilment of dowry demand.

On instructions, it is submitted by learned
counsel for the petitioner that petitioner is ready to keep the
complainant as wife with full dignity and honour. A statement
to that effect has been made in para 22 of the petition which
reads as follows:-

“.....the petitioner is always ready to
keep her with all grace and dignity.”

Considering the present stand of the petitioner, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on provisional anticipatory bail for one year, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Sasaram, Rohtas in connection with Complaint Case No. 687 of 2012.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance, the petitioner will take the complainant to her matrimonial house to keep her as wife with full dignity and honour.

The provisional anticipatory bail of the petitioner will be confirmed by the learned Court below in three eventualities (i) On substantial restoration of the matrimonial harmony within a period of one year (ii) If the complainant fails to appear before learned Court below (iii) If the complainant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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