

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8961 of 2015

Arising Out of PS.Case No. -229 Year- 2013 Thana -PHULPARAS District- MADHUBANI

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Mustakim Shah @ Md. Mustakeen Shah S/o Md. Gafoor Shah Resident of
Village Laukaha, P.S. Laukaha, District Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar.

2. Afsana Khatoon W/o Mustakim Shah @ Mustakeem Shah Resident of
Village Laukaha, District Madhubani, presently residing with her father Md.
Eliyash Shah, Resident of Village Sangi, P.S. Phulparas, District
Madhubani.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No 13

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 04-03-2015

Petitioner being husband of the informant is
apprehending his arrest in a case registered for the offences
punishable under Sections 498A/34 pf the I.P.C and Section 3/4
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
informant as wife with full dignity and honour and the
informant was also ready to reconcile the issue before learned
court below which gets reflected from the impugned order.

Both sides agree to appear before learned Court
below on 16th of March, 2015 when the petitioner will take the
informant to her matrimonial house to keep her as wife with

full dignity and honour.

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 Additional Chief Judicial Magistrate, Jhanjharpur, Madhubani in connection with Phulparas P.S. Case No. 229 of 2013.

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 informant fails to appear before learned Court below (iii) If the informant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

Sujit/-

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