

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4101 of 2015

Arising Out of PS.Case No. -1577 Year- 2013 Thana -GOPALGANJ COMPLAINT CASE District-
GOPALGANJ

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1. Inush Dewan @ Munna Dewan @ Yunus Dewan Son of Hakim Dewan,
Resident of Village - Ahiyapur, P.O. - Karwatahi Bazar, P.S. - Gopalpur,
District -Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar Sinha

For the Opposite Party/s : Mr. Surendra Prasad Singh (App)

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

ORAL ORDER

2 30-01-2015 Heard learned counsels for the petitioner and the

State.

The petitioner being the husband is apprehending
arrest in a complaint case filed for the offences under Section
498A of the Indian Penal Code.

The basic accusation is of torture for non fulfillment
of dowry demands.

On instructions, it is submitted that the petitioner is
ready to keep the complainant as wife with full dignity and
honour. Statement to the aforesaid effect has been made in
paragraph no. 6 of the petition which reads as follows:

“That the petitioner is always ready to keep his wife

but she does not live with the petitioner and she with ulterior motive filed Misc. Case No. 121 of 2013 against the petitioner for maintenance.”

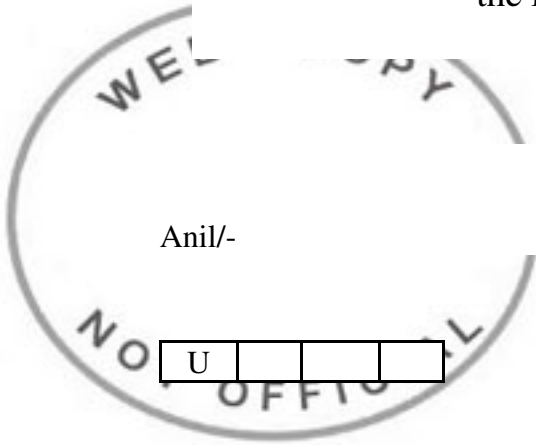
It is further submitted that similar was the stand of the petitioner in the court below but the complainant failed to appear.

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 arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned JM Ist Class, Gopalganj in connection with Complaint Case No. 1577 of 2013 subject to the conditions as laid down under Section 438(2) Cr.P.C.

Let the learned court below issue notice to the complainant and 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 by the learned court below in three eventualities – (i) if the matrimonial harmony is substantially restored or (ii) if the complainant fails to appear before the learned court below or

(iii) if the complainant deliberately gets reluctant to reconcile the issue.



(Dinesh Kumar Singh, J)