

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20493 of 2015

Arising Out of PS.Case No. -914 Year- 2014 Thana -GOPALGANJ COMPLAINT CASE District-
GOPALGANJ

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Upendra Kushwaha, S/o Late Sudama Kushwaha, resident of village-
Sapaha, P.S.- Gopalpur, District- Gopalganj

.... Petitioner/s

Versus

1. State of Bihar
2. Seema Devi, D/o Awadh Kishore Singh, resident of village- Sapaha,
P.S.- Gopalpur, District- Gopalganj at present resident of village-
Natwa, P.S.- Kateya, District- Gopalganj

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Naresh Prasad, Advocate

For the Opposite Party/s : Mr. Ram Anurag Singh(App)

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

ORAL ORDER

2 01-05-2015

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.

The basic accusation is of torture.

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-
9 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 Judicial Magistrate, Ist Class, Gopalganj in connection with Complaint Case No. 914 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)

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