

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.27649 of 2015**

Arising Out of PS.Case No. -527 Year- 2014 Thana -COMPLAINT CASE District- BANKA

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Ram Bilash Yadav son of late Sahdeo Yadav resident of village Ranga  
Patar, P.S. Katoria, District Banka

.... .... Petitioner/s

Versus

State of Bihar & Anr

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ajay Mukherjee

For the Opposite Party/s : Mr. Aditya Nr. Singh1 (App)

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

**ORAL ORDER**

2 22-07-2015

Heard learned counsel for the petitioner and

learned A.P.P. for the State.

The petitioner being the husband is apprehending arrest in a complaint case in which cognizance has been taken under section under section 498-A, of the Indian Penal Code and section 4 of the Dowry Prohibition Act.

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

On instruction, learned counsel for the petitioner submits that the petitioner is ready to keep the informant as wife with full dignity and honour. Statement to the aforesaid effect has been made in paragraph no. 9 of the petition which reads as follows :-

“That the petitioner is still ready to keep the O.P. no. 2 as wife with full dignity and honour. But she is not ready to live with the petitioner “

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 the learned Sub-divisional Judicial Magistrate, Banka in connection with Complaint Case No 527 of 2014 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973.

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)**

Amin/-

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