

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.28591 of 2015

Arising Out of PS.Case No. -417 Year- 2014 Thana -MUZZFARPUR COMPLAINT CASE District- MUZZAFFARPUR

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1. Ravi Ranjan @ Din Bandhu Mishra Son of Kamleshwar Mishra Resident of Mohalla - Sahjanand Colony, Police Station - Sadar, District - Muzaffarpur, Permanent resident of Village - Banni Dhubauli, P.S. - Dewaria, District - Muzaffarpur. Petitioner/s

Versus

1. The State of Bihar.

2. Aarti Devi Wife of Ravi Ranjan @ Din Bandhu Mishra, Daughter of Sri Nawal Kishore Singh Resident of Mohalla - Sahjanand Colony, Police Station - Sadar, District - Muzaffarpur, at present resident of Mohalla - Chak Basu, near Hathi Chowk, P.S. - Mithanpura, District - Muzaffarpur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mazharul Hassan

For the Opposite Party/s : Mr. M.Dayal(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA

ORAL ORDER

3 12-10-2015

Heard both sides.

The petitioner apprehends his arrest in a case under Section 498(A)/34 of the Indian Penal Code.

The wife has made allegation that she was subjected to all sorts of torture. Her father-in-law killed his wife. Even her husband used to assault her on one pretext or the other.

From perusal of the order sheet, it appears that the petitioner was called for reconciliation and he accepted the fact that he used to take wine.

The learned counsel for the petitioner submits that there is no demand of dowry. He further submits that the petitioner

is ready to keep his wife.

No one appears on behalf of the wife.

Considering the fact that petitioner is ready to keep his wife with full honour and dignity, the above named petitioner is directed to surrender in the court below within four weeks from today and the court below shall, after issuing notice to the complainant, grant provisional bail to the petitioner for four months on furnishing bail bond in the sum of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Sri Subhash Kumar Ray, Judicial Magistrate, 1st Class, Muzaffarpur in Complaint Case No. 417 of 2014, Trial No. 3855 of 2015.

The court below shall make all efforts for reconciliation of the dispute between the husband and the wife. If the dispute is resolved amicably between the parties, the provisional bail granted to the petitioner shall be confirmed. In case the dispute is not resolved, the court below shall pass orders on the prayer for provisional bail of the petitioner on its own merit in accordance with law.

(Prabhat Kumar Jha, J)

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