

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33083 of 2015

Arising Out of PS.Case No. -686 Year- 2013 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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1. Rajesh Sah Son of Santu Sah resident of village Bhaloni, P.s
Dinara, District Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Chinta Devi wife of Rajesh Sah, daughter of Bhual Sah resident of
village Jalha, P.O.+P.s- Suryapura, District Rohtas

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Ray
For the Opposite Party/s : Mr. Jitendra Kr. Singh No.1(App)

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

2 11-08-2015 Heard learned counsels for the petitioner and the

State.

The petitioner being the husband of the
complainant is apprehending arrest in a complaint case in
which processes were directed to be issued after cognizance
being taken under Section 498A of the Indian Penal Code.

The basic accusation is of torture.

On instructions, it is submitted that the petitioner
admits marriage with the complainant and 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. 10 of the petition which reads as follows:

“That the petitioner has all love and affection for O.P. No. 2 and is ready to keep her with all love and human dignity. ”

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 SDJM Bikramganj, Rohtas in connection with Complaint Case No. 686 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.



Anil/-

(Dinesh Kumar Singh, J)

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