

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37722 of 2015

Arising Out of PS.Case No. -197 Year- 2013 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

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1. Adnan Khan @ Md. Adnan Khan Son of Kayum Khan resident of
village - Bathna, P.S. Kesariya, District - East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh

For the Opposite Party/s : Mr. Sanjay Kr. Tiwary(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 31-08-2015

Petitioner being husband of the informant is

apprehending his arrest in a case registered for the offences
punishable under Sections 498A, 341, 323, 324, 307, 504, 506
of the Indian Penal Code and Section 3/4 of the Dowry
Prohibition Act.

The basic accusation is of torture for non-
fulfilment of dowry demand.

It is submitted by learned counsel for the
petitioner that petitioner admits his marriage with the
informant and is ready to keep the informant as wife with full
dignity and honour. A statement to that effect has been made
in para 9 of the petition which reads as follows:-

“That it is stated that

petitioner is always ready to keep the informant with
respect and dignity”

Learned counsel for the informant, on

instruction submits that informant is ready to accept the offer of the petitioner but she is apprehensive due to the past conduct of the petitioner.

Both sides agree to appear before learned Court below on 30th of September, 2015, when the petitioner will take the informant to her matrimonial house to keep her as wife with full dignity and honour.

Considering the present stand of the parties, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on provisional anticipatory bail for one year on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, East Champaran, Motihari in connection with Kesariya P.S. Case No. 197 of 2013.

The provisional anticipatory bail of the petitioner will be confirmed by the learned Court below in three eventualities (i) On substantial restoration of the matrimonial harmony within a period of one year (ii) If the informant fails to appear before learned Court below (iii) If the informant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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