

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40790 of 2015

Arising Out of PS.Case No. -2819 Year- 2013 Thana -PATNA COMPLAINT CASE District-
PATNA

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Satendra Kumar, son of Sri Nand Kishor Prasad, resident of Village Bhat
Bigha Katari Hil Road, P.S.-Rampur, District-Gaya

.... Petitioner/s

Versus

The State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Sinha

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 31-08-2015

Petitioner being husband of the complainant

is apprehending his arrest in a complaint case wherein
processes were 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 instructions, it is submitted by learned
counsel for the petitioner that petitioner admits his marriage
with the complainant and filed Matrimonial Case No. 202 of
2013 for restitution of conjugal life. Moreover the petitioner is
ready to keep the complainant as wife with full dignity and
honour. A statement to that effect has been made in para 11 of
the petition which reads as follows:-

“That the petitioner is ready to
keep his wife i.e. complainant as per level best.”

Considering the present stand of the

petitioner, 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, Patna in connection with Complaint Case No. 2819(C) of 2013.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance, the petitioner will take the complainant to her matrimonial house to keep her as wife with full dignity and honour.

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 complainant fails to appear before learned Court below (iii) If the complainant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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