

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50377 of 2014

Arising Out of PS.Case No. -274 Year- 2014 Thana -MOTIPUR District- MUZAFFARPUR

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Abhishek Ranjan son of Sri Narayan Prasad Chaudhary, resident of village/Mohalla- Durga Asthan Road Motipur, PS- Motipur, District- Muzaffarpur

.... Petitioner/s

Versus

1. The State of Bihar
2. Soni Kumari, D/O Gautam Chaudhary, W/O Abhishek Ranjan, R/O Lohi Nawalpur, PS- Kathaiya, District- Muzaffarpur

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Khurshid Alam

For the Opposite Party/s : Mr. Ansuiya Jaiswal (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

04/ 13-07-2015

Heard learned counsels for the petitioner and the

State.

The petitioner being the husband of the informant is apprehending his arrest in a case registered for the offences punishable under Sections 498A/34 of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

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

It is submitted by learned counsel for the petitioner that the petitioner is ready to keep the informant as wife with dignity and honour, though, statement to that effect has not been made in the petitioner. The informant is present in the Court and is ready to accept the offer of the petitioner.

Both sides agree to appear before the learned court below on 29th of July, 2015 when the petitioner will take the informant to keep her as wife with dignity and honour.

Considering the present stand of the parties, let the above named petitioner be released on provisional anticipatory bail for one year in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate (West), Muzaffarpur in connection with Motipur P.S. Case No. 274 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The provisional bail of the petitioner will be confirmed within one year by the learned court below in three eventualities:- (i) on substantial restoration of the matrimonial harmony; (ii) or if the informant gets reluctant to reconcile the issue; and (iii) or if the informant fails to appear before the learned court.

DKS/-

(Dinesh Kumar Singh, J)

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