

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43783 of 2015

Arising Out of PS.Case No. -958 Year- 2013 Thana -PATNA COMPLAINT CASE District-
PATNA

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Ranjan Kumar Nishad @ Ranjan Nishad Son of Raj Kumar Nishad,
Resident of Mohalla - Belvanwa, Police Station - Town, District - Motihai,
East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Smt. Padmawati Daughter of Late Ghanshyam Mandal, Wife of Ranjan
Nishad, Resident of Mohalla - Naya Gawan, Police Station - Alamganj,
District -Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Nikesh
For the Opposite Party/s : Mr. M.Haque (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 15-09-2015 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 process has
been directed to be issued after cognizance being taken for the
offences punishable under Section 498A of the Indian Penal
Code and Section 3/4 of the Dowry Prohibition Act.

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

Learned counsel for the petitioner submits that the
petitioner admits his marriage with the complainant and is ready

to keep the complainant 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:-

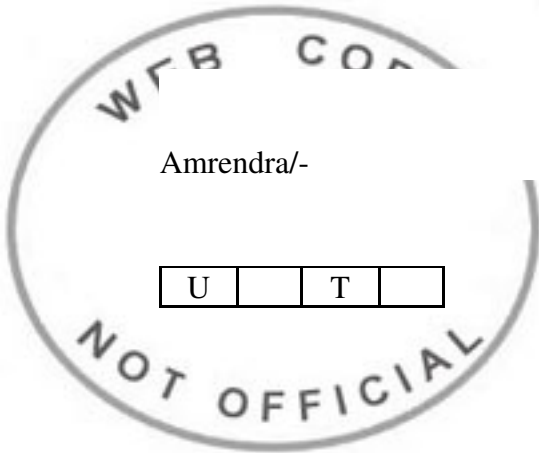
“That the petitioner is ready to keep the complainant with full dignity and honour.”

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 ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Patna City in connection with Complaint Case No. 958 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 for her appearance. 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 learned court below in three eventualities (i) if the matrimonial harmony is substantially restored (ii) if the complainant fails to appear before the learned court below or

(iii) if the complainant gets reluctant to reconcile the issue.



(Dinesh Kumar Singh, J)