

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51387 of 2014

Arising Out of PS.Case No. -4123 Year- 2013 Thana -VAISALI COMPLAINT CASE District-
VAISHALI(HAJIPUR)

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1. Birendra Kumar Choudhary S/o Kameshwar Choudhary Resident of
Village Laskara, P.S. Tajpur, District Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Smt. Anuradha Singh

For the Opposite Party/s : Mr. Sangita Sharma (App)

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

2 13-02-2015 Heard learned counsels for the petitioner and the
State.

The petitioner being the husband 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 and sections 3 and 4 of the
Dowry Prohibition Act.

The basic accusation is of torture for non
fulfillment of dowry demands.

On instructions, it is submitted that 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. 8. of the petition which reads as follows:

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

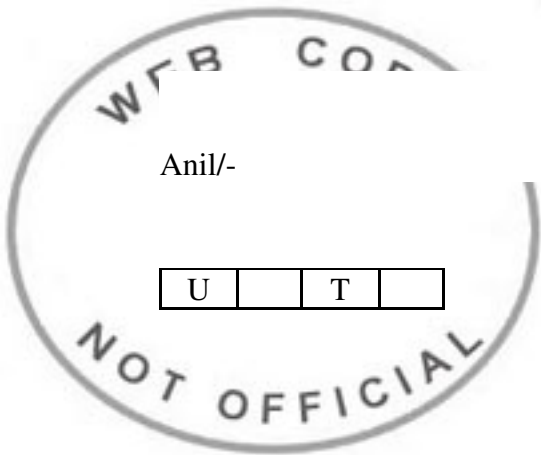
Considering the present stand of the petitioner, let the above named petitioner be released on provisional anticipatory bail for one year in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM Vaishali at Hajipur in connection with Complaint Case No. 4123 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)