

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51867 of 2014

Arising Out of PS.Case No. -104 Year- 2013 Thana -SAHIYARA District- SITAMARHI

Sanjay Kumar

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 06-01-2015

Heard learned counsel for the petitioner and learned
counsel, appearing for the State.

The petitioner is husband of the informant and
apprehends his arrest in connection with Sahiyara P.S. Case No.
104 of 2013 registered under Sections-498A of the Indian Penal
Code and 3/4 of Dowry Prohibition Act.

Without entering into the merit of the case, this
petition stands disposed of with direction to the petitioner to
surrender before the learned Additional Chief Judicial Magistrate,
Sitamarhi/concerned court and to seek regular bail within two
weeks from the date of receipt/production of copy of this order
and if, the petitioner does so, the concerned court shall release the
petitioner on provisional bail for a period of four months on
furnishing bail bonds of Rs. 10,000/- (ten thousand) with two
sureties of the like amount each in connection with Sahiyara P.S.
Case No. 104 of 2013 to the satisfaction of court concerned and

shall also issue notice to the informant as well as the petitioner fixing a date for conciliation. After appearance of the informant and the petitioner before the concerned court, the concerned court shall explore all the possibilities of conciliation and shall take effective steps in this regard.

It is made clear that if, the concerned court succeeds in his attempt, the provisional bail, granted to the petitioner shall be confirmed by the concerned court but if, the concerned court fails in its attempt due to non-cooperative and rigid approach of the petitioner, the provisional bail, granted to the petitioner shall not be confirmed by the concerned court. It goes without saying that if, the conciliation process is failed due to non-cooperative approach of the informant, the provisional bail granted to the petitioner shall be confirmed by the concerned court itself.

A.K.V./-

(Hemant Kumar Srivastava, J)

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