

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.283 of 2015

Arising Out of PS.Case No. -143 Year- 2014 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

Sanjay Kumar son of Sukeshwar Rai

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Devendra Kumar

For the Opposite Party/s : Mr. Ramesh Chandra(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 07-01-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Complaint Case no. 143 of 2014 registered for the offences
punishable under Section 498A of the Indian Penal Code.

The very outset, learned counsel for the petitioner
submits that petitioner being husband of the opposite party no. 2 is
ready to keep her with full honor and dignity.

In view of the aforesaid submissions, this
anticipatory bail petition stands disposed of with direction to
petitioner to surrender and seek regular bail before learned Chief
Judicial Magistrate, Sitamarhi in connection with Complaint Case
no. 143 of 2014 within four weeks from today and, if, petitioner
does so, the concerned court shall release the petitioner on

provisional bail for the period of four months on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the concerned court and after releasing the petitioner, the concerned court shall issue notice to the petitioner as well as opposite party no. 2 fixing date for conciliation and shall take all possible steps to patch up the dispute of the parties within four months from the date of issuance of the above stated notice. It goes without saying that if the concerned court succeeds in his attempt the provisional bail granted to the petitioner shall be confirmed by the concerned court itself, but if the concerned court fails in his attempt due to rigid and non co-operative approach of the petitioner, the provisional bail granted to him shall not be confirmed by the concerned court and in that event petitioner shall be taken into custody by the concerned court. It is needless to say that, if, the concerned court fails in his attempt due to non co-operation and rigid approach of the opposite party no. 2, the concerned court shall confirm the provisional bail granted to the petitioner.

(Hemant Kumar Srivastava, J)

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