

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1496 of 2015

Arising Out of PS.Case No. -183 Year- 2014 Thana -JANDAHA District- VAISHALI(HAJIPUR)

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Sanjit Soni @ Sanjit Sah @ Sanjeet Kumar Soni @ Sanjeet Sah Thathera
Son of Lagan Sah @ Lagan Sah Thathera Resident of Village - Dhadhua,
P.S- Jandaha, District Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar
2. Basanti Devi Wife of Sanjeet soni, Daughter of Sosan Sah at present
resident of Mansurchak, P.S- Samta Manurchk, District Begusarai

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kumar Soni

For the Opposite Party/s : Mr. Anil Kumar(App)

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

ORAL ORDER

04/ 13-04-2015

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 Section 498A the Indian Penal Code
and 3/4 of Dowry Prohibition Act.

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

The marriage between the petitioner and the
informant having no issue is admitted fact.

It is submitted by learned counsel for the

petitioner that the petitioner filed Matrimonial Suit No. 151 of 2014 on 04.06.2014 and thereafter the present case has been filed on 24.07.2014. The reconciliation between the parties does not appear to be feasible at present.

However, the petitioner is ready to pay Rs.2,000/- per month from May, 2015 to the informant by depositing the same in her account by second week of every succeeding month.

The offer is acceptable to the informant, who undertakes to supply the bank account number by submitting the same on affidavit before the learned court below within a period of two weeks.

Considering the fact that the matrimonial suit was filed by the petitioner at earlier point of time and the present stand of the parties, let the above named petitioner be released on anticipatory bail in the event of his 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 Chief Judicial Magistrate, Vaishali at Hajipur in connection with Jandaha P.S. Case No. 183 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The aforesaid payment will be subject to any order being passed in matrimonial, maintenance or other proceeding.

Three consecutive defaults in making payment will give liberty to the informant to file application for cancellation of bail of the petitioner.

(Dinesh Kumar Singh, J)

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