

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38163 of 2014

Arising Out of PS.Case No. -48 Year- 2014 Thana -NAWADAH COMPLAINT CASE District-
NAWADA

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1. Vijay Prasad @ Bijay Prasad Son of Chando Mahto resident of village- Ballopur, P.S.- Warsaliganj, Dist.- Nawada	 Petitioner
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Versus

1. The State of Bihar	 Opposite Party
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Appearance :

For the Petitioner	:	Mr. Birendra Kumar, Advocate
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For the Opposite Party	:	Mr. U.S.P.Singh(App)
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CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD

ORAL ORDER

3 20-04-2015 Heard the learned counsel for the petitioner
and the State.

This is a petition for grant of anticipatory
bail for offence under Sections 498A of the Penal
Code and 4 of the Dowry Prohibition Act.

There is allegation of demand of dowry and
subjecting cruelty. It is alleged that earlier
Rs.35,000/- was paid for opening a dispensary and,
again, a demand of Rs.50,000/- was made and the
victim-wife was subjected cruelty for non-fulfillment
of demand and was driven out of the matrimonial
home keeping her jewelleries and other articles.
The learned counsel for the petitioner submits that
the petitioner is ready to keep the victim-wife with
full dignity.

Hence, having regard to the facts and
circumstances of the case, the petitioner, above
named, in the event of his arrest or surrender,



within four weeks from the date of receipt of this order, is directed to be released on **provisional anticipatory bail for four months** on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with the **Complaint Case No. 48 of 2014** to the satisfaction of the **Subdivisional Judicial Magistrate, Nawadah**, subject to the condition that either the petitioner will keep the victim-wife with due dignity or if, for any reason, the victim-wife is not ready to live with the petitioner, then, the petitioner shall pay Rs.1000/- per month as maintenance till higher maintenance decided by the competent Court and breach of any of the conditions shall be a ground for cancellation of the bail bond of the petitioner by the lower Court, itself

After four months, the Court below, on being satisfied that the petitioner is keeping his victim-wife with full dignity, shall confirm the provisional anticipatory bail.

(Gopal Prasad, J)

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