

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55635 of 2015

Arising Out of PS.Case No. -101 Year- 2014 Thana -KHAJEKALLAN District- PATNA

1. Md. Rehan @ Mohamed Rehan @ Md. Rehman Son of Md. Afzal
resident of Mohalla Roshan Bagh, Asanbani, Postmortem Road, P.S.
Godda, District - Godda (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar.
2. Shazia Khatoon D/o Late Md. Serajuddin, wife of Md. Rehan @
Mohamed Reha Seraj Manzil Amin Colony, Lodi Katra, P.S. Khajekala,
District - Patna.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Anjum Akhter

For the Opposite Party/s : Mr. A.K. Choudhary (App)

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

ORAL ORDER

2 08-12-2015 Heard learned counsels for the petitioner and the
State.

The petitioner being the husband of the
informant is apprehending arrest in a case registered for
the offence punishable under Section 498A of the Indian
Penal Code and sections 3 and 4 of Dowry Prohibition
Act.

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

On instructions, it is submitted that the
petitioner admits his marriage with the informant and is

ready to keep the informant as wife with full dignity and honour. Statement to the aforesaid effect has been made in paragraph no. 15 of the petition which reads as follows:

“That petitioner is ready to keep the informant 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, Patnacity, Patna in connection with Khajekalan P.S. Case No. 101 of 2014 subject to the conditions as laid down under Section 438(2) Cr.P.C.

Let the learned court below issue notice to the informant and on her appearance the petitioner will take the informant 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 informant fails to appear before the learned court below or (iii) if the informant deliberately gets reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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