

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33383 of 2014

Arising Out of Complaint Case No. -1098 Year- 2013 Thana -COMPLAINT CASE District-
BANKA

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Kundan Kumar Singh, Son of Kailash Singh, Resident of Village- Sobhnathpur,
P.S. - Shambhuganj, District - Banka.

.... Petitioner

Versus

1. The State of Bihar.
2. Sapana Kumari, D/o Ashis Mandal, resident of Village - Sobhnathpur, P.O. -
Kasaba, P.S. - Shambhuganj, District - Banka.

.... Opposite Party

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Appearance :

For the Petitioner : Mr.

For the Opposite Party : Mr.

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CORAM: HONOURABLE MR. JUSTICE V.N. SINHA
ORAL ORDER

2. 04.02.2015. Heard learned counsel for the petitioner and the
State.

2. Petitioner-husband is apprehending his arrest
in connection with a case registered for the offence under
Section 498A of the Penal Code and Section 4 of the
Dowry Prohibition Act. It is submitted on his behalf that
notwithstanding the Complaint Petition he is ready and
willing to continue the matrimonial relationship with the
complainant and to that effect he shall file a written
undertaking on affidavit in the court below within a
period of four weeks from the date of receipt/production
of a copy of this order in the court below. No sooner the
petitioner surrenders in the court below within a period
of four weeks from the date of receipt/production of a
copy of this order in the court below and files such



affidavit, he, named above, be admitted to the privilege of provisional bail on furnishing bond of Rs. 5,000/- (Five thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Banka in connection with Complaint Case No. 1098/13 and thereafter the complainant should be noticed and after she appears in the court below, in presence of the court, petitioner shall make all possible efforts for resolution of the matrimonial dispute between him and the complainant not only by words of mouth but also by his suitable conduct and gesture. In the event court below is satisfied that dispute is resolved and matrimonial peace prevails in the family or the complainant is back to her matrimonial home or she is found to be unreasonable, provisional bail granted to the petitioner shall be confirmed, failing which court below shall be at liberty to pass appropriate orders in accordance with law considering the reasonableness of the stand of the parties.

3. This application is, accordingly, disposed of.

4. Let this order be communicated to the court below through fax on payment of usual charges by the petitioner.

(V.N.Sinha,J.)

P.K.P.

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