

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37993 of 2014

Arising Out of PS.Case No. -1705 Year- 2013 Thana -SAHARSA COMPLAINT CASE District-
SAHARSA

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1. Vishal Kumar Chaupal S/o Krishna Chaupal Resident of Village- Kahra,
P.S- Saharsa, District- Saharsa.

.... Petitioner

Versus

1. The State of Bihar
2. Khusbu Devi W/o Vishal Kumar Chaupal D/o Ashok Sharma Resident
of Mohalla- Batraha, P.S.- Saharsa, District- Saharsa.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Pawan Kumar
For the Opposite Parties : Mr. Rana Randhir Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 11-02-2015 Petitioner being husband of the complainant
is apprehending his arrest in a complaint case in which
processes have been directed to be issued after cognizance
being taken for the offences punishable under Section 498A of
the I.P.C and Section 4 of the Dowry Prohibition Act.

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

On instructions, it is submitted by learned
counsel for the petitioner that petitioner is ready to keep the
complainant as wife with full dignity and honour. A statement
to that effect has been made in para 7 of the petition.

Considering the present stand of the
petitioner, let the petitioner, above named, in the event of his
arrest or surrender before the Court below within a period of 12

weeks from today, be released on provisional anticipatory bail for one year, 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, Saharsa in connection with Complaint Case No. 1705C of 2013.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance, the petitioner will take the complainant to her matrimonial house to keep her as wife with full dignity and honour.

The provisional anticipatory bail of the petitioner will be confirmed by the learned Court below in three eventualities (i) On substantial restoration of the matrimonial harmony within a period of one year (ii) If the complainant fails to appear before learned Court below (iii) If the complainant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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