

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10362 of 2015

Arising Out of PS.Case No. -3582 Year- 2012 Thana -PURNIA COMPLAINT CASE District-
PURNIA

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1. Md. Munna Ansari Son of Hasan Ansari@ Ashsanul, Resident of
Village- Fariya, Madarpur, P.S. Sadar Muffasil, District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar
2. Mehrangi Khatoon D/o Sayeed Ansari, wife of Md. Munna Ansari,
Resident of Village - Maroucha, P.O. and P.S. Kasba, District- Purnea.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh
For the Opposite Party/s Mr. Bisheshwar Pam (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02 17.03.2015 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner being husband of the complainant apprehends
his arrest in connection with C.A. case no. 3582/2012 in which
cognizance has been taken under section 498A of the IPC and section
4 of the D.P. Act and stand of the petitioner is that he is still ready to
keep complainant with full honour and dignity.

In the aforesaid facts and circumstances of the case, this
anticipatory bail stands disposed of with direction to petitioner to
surrender before the Sub divisional Judicial Magistrate, Purnea/
concerned court in connection with C.A. case no. 3582/2012 within
four weeks from the date of receipt /production of a copy of this
order and seek regular bail and if petitioner does so, the concerned
court shall release the petitioner on provisional bail on the day of his

surrender for a period of four months on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to his satisfaction.

Furthermore, after being released the petitioner on provisional bail, the concerned court shall issue notice to the petitioner as well as complainant fixing a date for reconciliation and shall take all possible steps to patch up the dispute of the parties and in the above stated attempt, if the concerned court succeeds to patch up the dispute of the parties, the concerned court shall pass order for confirmation of bail of the petitioner but if the concerned court fails due to rigid approach of the petitioner, then, in that event, provisional bail of the petitioner will not be confirmed by the court below and in that event, petitioner shall be taken into custody and his regular bail application shall be decided by the concerned court on its own merit.

It goes without saying that if the aforesaid effort fails on account of rigid and non-cooperative approach of the complainant, the provisional bail of the petitioner shall be confirmed by the court below itself.

Shahid

(**Hemant Kumar Srivastava, J.**)

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