

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41298 of 2014

Arising Out of PS.Case No. -161 Year- 2014 Thana -BHABHU(KAIMUR) COMPLAIN C District-
BHABHUA (KAIMUR)

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1. Mobarak Ansari Son of Noor Hasan Ansari resident of Village - Nawan,
P.S. - Dinara, District - Rohtas (Sasaram).

.... Petitioner/s

Versus

1. The State of Bihar.
2. Gudia Khatoon wife of Mobarak Ansari resident of Village - Nawan, P.S.
- Dinara, District - Rohtas (Sasaram). At present address - resident of
village - Bhudwa, P.S. - Kudra, District - Kaimur at Bhabua.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ Manu

For the Opposite Party/s : Mr. Navin Kr. Pandey(App)

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

2 10-02-2015 Heard learned counsels for the petitioner and the

State.

The petitioner being the husband of the
complainant is apprehending arrest in a complaint case in
which processes were directed to be issued after cognizance
being taken under Section 498A of the Indian Penal Code.

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

On instructions, it is submitted that the petitioner
is ready to keep the complainant as wife with full dignity
and honour. Statement to the aforesaid effect has been made

in paragraph no. 9 of the petition which reads as follows:

“That, it is humbly submitted and categorically stated that the petitioner assert he is still ready to keep to the complainant with full love and dignity.”

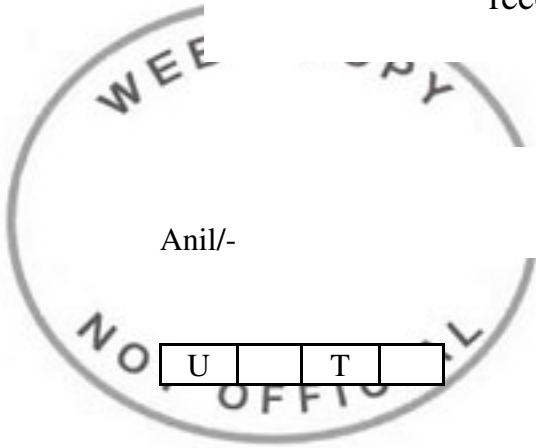
Considering the present stand of the petitioner, let the above named petitioner be released on provisional anticipatory bail for one year in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned JM Ist Class, Kaimur at Bhabua in connection with Complaint Case No. 161 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 complainant and on her appearance the petitioner will take the complainant 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 complainant fails to appear before the learned court



below or (iii) if the complainant deliberately gets reluctant to reconcile the issue.



Anil/-

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(Dinesh Kumar Singh, J)