

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44519 of 2014**

Arising Out of PS.Case No. -47 Year- 2014 Thana -MAHILA PS District- DARBHANGA

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Rajesh Lal Deo @ Rajesh Kumar S/o Baidhnath Lal Dev Resident of  
Village - Ujjaina, P.S. - Baheri, District - Darbhanga

.... .... Petitioner/s

Versus

1. The State of Bihar
2. Aarti Devi Daughter of Kailash Lal Dev Village - Mekna, P.S. -  
Bhadurpur, District - Darbhanga

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Gyanendra Kumar Shukla

For the Opposite Party/s : Mr. Amit Kumar Rakesh (App)

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

03/ 02-04-2015

Heard learned counsels for the petitioner and the  
State.

The petitioner being the husband of the  
informant is apprehending his arrest in a case registered for the  
offences punishable under Sections 498A, 323, 324, 307, 379, 406  
of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

The basic accusation is of torture for non-  
fulfillment of dowry demand and assaulting the informant.

Notices were issued to the informant-opposite  
party no. 2 vide order dated 23.12.2014 on submission of learned  
counsel for the petitioner that the petitioner is ready to settle the  
dispute. The informant and the petitioner are present. The marriage

between the petitioner and the informant having no issue is admitted fact.

It is submitted by learned counsel for the petitioner that the petitioner is ready to keep the informant as wife with full dignity and honour, though, statement to that effect has been made in the petitioner. It is further submitted that the charge-sheet has only been submitted under Section 498A of the Indian Penal Code.

It is submitted by learned counsel for the informant that the informant is ready to accept the offer of the petitioner.

Both sides agree to appear before the learned court below on 20<sup>th</sup> of April, 2015 when the petitioner will take the informant to keep her as wife with full dignity and honour.

Considering the present stand of the parties, let the above named petitioner be released on provisional anticipatory bail for one year in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with Mahila P.S. Case No. 47 of 2014, subject to the conditions as laid down under

Section 438(2) of the Cr.P.C.

The provisional bail of the petitioner will be confirmed within one year by the learned court below in three eventualities:- (i) on substantial restoration of the matrimonial harmony; (ii) or if the informant gets reluctant to reconcile the issue; and (iii) or if the informant fails to appear before the learned court.

**(Dinesh Kumar Singh, J)**

DKS/-

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