

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28981 of 2015

Arising Out of PS.Case No. -306 Year- 2013 Thana -CHIRAIYA District-
EASTCHAMPARAN(MOTIHARI)

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1. Praveen kumar Sahu@Praveen kumar Sah son of late Nathuram Sah
Resident of Village- Khutauna,P.s Patahi,District(East) Champaran.

Versus

.... Petitioner/s

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sriram Krishna, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

22 27-07-2015

Heard learned counsel 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/34 of
the Indian Penal Code and 3/4 of the Dowry Prohibition
Act.

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

It is submitted by the learned counsel for the
petitioner that the petitioner filed Matrimonial Case No.



1830 of 2014 for restitution of conjugal rights and thereafter the present case has been lodged. On instruction 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. Statement to that effect has not been made in the petition.

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 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 Sub-Divisional Judicial Magistrate, East Champaran, Motihari in connection with Chiraiya P.S. Case No. 306 of 2013, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Let the learned court below issue notice to the informant on her appearance the petitioner will take the informant to keep her as wife with full dignity and honour.

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)

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