

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25377 of 2015

Arising Out of PS.Case No. -141 Year- 2014 Thana -BEUR District- PATNA

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1. Ram Govind Choube son of Late Bengali Choube resident of village Mahadeopur, p.s. Tarari, District Arah.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Jyoti Devi wife of Ram Govind Choube and daughter of Ramanuj Tiwari resident of Mohalla Jora Kuan West Beur, p.s. Beur, Dist - Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-07-2015 Heard learned counsels for the petitioner and the State.

The petitioner being the husband of the informant is apprehending arrest in a case registered for the offences punishable under Sections 498A, 379 and 34 of the Indian Penal Code.

The accusation is of torture.

On instruction, learned counsel for the petitioner submits that the petitioner is ready to keep the informant as wife with full dignity and honour. A statement to that effect has been made in para 5 (iii) of the petition which reads as follows:-

"5(iii). *That the petitioner is ready to keep his wife with all honour..*"

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 ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Patna in connection with Beur P.S. Case No.141 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 informant for her appearance. 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 by learned court below in three eventualities (i) if the matrimonial harmony is substantially restored (ii) if the informant fails to appear before the learned court below or (iii) if the informant gets reluctant to reconcile the issue.

Ashwini/-

(Dinesh Kumar Singh, J)

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