

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29829 of 2015

Arising Out of PS.Case No. -2537 Year- 2013 Thana -PURNIA COMPLAINT CASE District-
PURNIA

=====

1. Bijal Mandal S/o Sri Keshori Mandal resident of village - Gayal Gena
Tola, P.S. Bihariganj, Distt. - Madhepura

.... Petitioner/s

Versus

1. The State of Bihar
2. Kiran Devi W/o Bijal Mandal D/o Upendra Mandal resident of village -
Laxmipur Bhatta, P.S. Barhara, Distt. - Purnia

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Mallick

For the Opposite Party/s : Mr. P.N.Pandit(App)

=====

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

2 28-07-2015 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.

The petitioner admits marriage with the complainant. 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. 11 of the petition the relevant portion of which reads as follows:

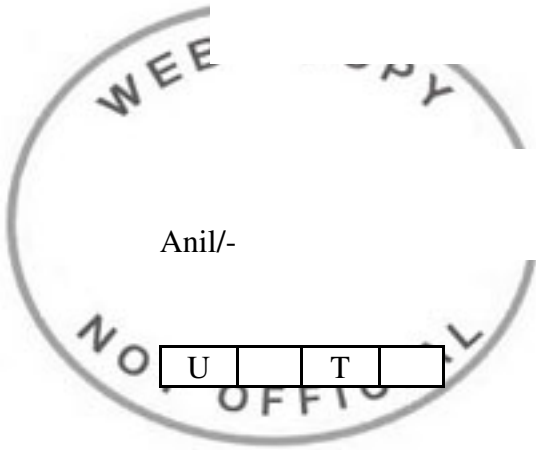
“The petitioner.....and also ready to keep the complainant with full dignity and honour ”

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 Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM Purnea in connection with Complaint Case No. 2537 of 2013 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/-

U		T	
---	--	---	--

(Dinesh Kumar Singh, J)