

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32201 of 2015

Arising Out of PS.Case No. -296 Year- 2015 Thana -KHAGARIA District- KHAGARIA

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1. Sonu Kumar @ Raju Kumar S/o Jaldhar Yadav Resident of Village Chandra Nagar Ranko, P.S. Khagaria (Mufassil), District Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Khushboo Devi W/o Sonu Kumar @ Raju Kumar Resident of Village Chandra Nagar Ranko, P.S. Khagaria (Mufassil), District Khagaria.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar
For the Opposite Party/s : Mr. Rita Verma (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 07-08-2015 Petitioner being husband of the informant is apprehending his arrest in a case registered for the offences punishable under Sections 498A of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

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

On instructions, it is submitted by learned counsel for the petitioner that petitioner is ready to keep the informant as wife with full dignity and honour. A statement to that effect has been made in para 8 of the petition. The relevant portion of which reads as follows:-

“.....whereas
the husband of the informant(petitioner) want to keep his
wife with full honour and dignity”

Considering the present stand of the petitioner, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on provisional anticipatory bail for one year, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria in connection with Khagaria(Mufassil) P.S. Case No. 296 of 2015, G.R. No. 1206 of 2015.

Let learned Court below issue notice to the informant and fix a date for her appearance. On appearance, the petitioner will take the informant to her matrimonial house to keep her as wife with full dignity and honour.

The provisional anticipatory bail of the petitioner will be confirmed by the learned Court below in three eventualities (i) On substantial restoration of the matrimonial harmony within a period of one year (ii) If the informant fails to appear before learned Court below (iii) If the informant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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