

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32773 of 2015

Arising Out of PS.Case No. -1300 Year- 2014 Thana -PATNA COMPLAINT CASE District-
PATNA

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1. Babloo Pandit S/o Devendra Pandit Resident of Mohalla Khajurbanna
(Petrol Pump), P.S. Sultanganj, District Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Seema Kumari W/o Babloo Pandit, D/o Bullai Pandit Resident of
Mohalla Ranipur Khidaki, Ganj Par, P.S. Mehandiganj, District Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashi Shekhar Sharma

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-08-2015 Petitioner being husband of the complainant
is apprehending his arrest in a complaint case wherein
processes were directed to be issued after cognizance being
taken for the offences punishable under Sections 498A of the
Indian Penal Code.

The basic accusation is of torture.

On instructions, it is submitted by learned
counsel for the petitioner that petitioner is ready to keep the
complainant as wife with full dignity and honour. A statement
to that effect has been made in para 7 of the petition which
reads as follows:-

“That the petitioner is the
husband of the complainant and ready 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 Judicial Magistrate, 1st Class, Patna City in connection with Complaint Case No. 1300 of 2014.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance, the petitioner will take the complainant 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 complainant fails to appear before learned Court below (iii) If the complainant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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