

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40293 of 2015

Arising Out of PS.Case No. -70 Year- 2013 Thana -DANIYAWA District- PATNA

1. Dharmendra Paswan Son of Mahendra Paswan Resident of village -
Kismirian, P.O. Mahadipur, P.S. Fatuha, District - Patna

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deepak Kumar Singh

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

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 31-08-2015

Petitioner being husband of the daughter of
the informant is apprehending his arrest in a case registered
for the offences punishable under Section 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 admits his marriage
with the daughter of the informant and is ready to keep the
daughter of the informant as wife with full dignity and honour.
A statement to that effect has been made in para 6 of the
petition which reads as follows:-

“That at the outset it is stated
that allegation against the petitioner is false and
fabricated and he is ready to keep her with due 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 Additional Chief Judicial Magistrate, Patna City in connection with Daniawan P.S. Case No. 70 of 2013.

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

(Dinesh Kumar Singh, J)

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