

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39765 of 2015

Arising Out of PS.Case No. -1877 Year- 2014 Thana -COMPLAINT CASE District- JAMUI

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Manoj Yadav, S/O- Gurushahai Yadav, resident of village- Guguldih,
Police Station- Barhat, District- Jamui.

.... Petitioner/s

Versus

1. The State of Bihar
2. Sunaina Devi D/o Udho Yadav, W/o Manoj Yadav resident of Village-
Maura, P.S.- Gidhour, Distt- Jamui.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amrendra Kumar

For the Opposite Party/s : Mr. Pushpa Sinha No.2(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 27-08-2015

Learned counsel for the petitioner is permitted to
make necessary correction in paragraph 1 of the petition.

Heard learned counsels for the petitioner and the
State.

The petitioner being the husband of the
complainant is apprehending his arrest in a complaint case wherein
process has been directed to be issued after cognizance being
taken for the offences punishable under Section 498A of the
Indian Penal Code and 3/4 of Dowry Prohibition Act.

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



It is submitted by learned counsel for the petitioner that the petitioner admits his marriage with the complainant and is ready to keep the complainant as wife with full dignity and honour. Statement to that effect has been made in paragraph 12 of the petition, which reads as follows:- **“That the petitioner is ready to keep her as legal wedded wife 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 his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate, Jamui in connection with Complaint Case No. 1877C of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Let the learned court below issue notice to the complainant 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 within one year by the learned court below in three eventualities:- (i) on substantial restoration of the matrimonial

harmony; (ii) or if the complainant gets reluctant to reconcile the issue; and (iii) or if the complainant fails to appear before the learned court.

(Dinesh Kumar Singh, J)

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