

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48974 of 2015

Arising Out of Complaint Case No.. -701 Year- 2014 Thana -SARAN COMPLAINT CASE District-
SARAN

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Rakesh Rai @ Rakesh Kumar S/o Bishwanath Rai

.... Petitioner/s

Versus

1. The State of Bihar.
2. Neha Kumari W/o Rakesh Kumar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nawal Kishore Singh

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 16-10-2015

Heard learned counsels for the petitioner and the
State.

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

The basic accusation is of torture.

It is submitted by learned counsel for the petitioner
that the petitioner is ready to keep the complainant as wife with
dignity and honour. Though statement to that effect has not
been made in the petition. Similar was the stand of the petitioner
before the learned court below which gets reflects from the

impugned order. The petitioner has also filed Matrimonial Suit No. 134 of 2014 for restitution of conjugal right. This is not disputed by the petitioner that only the summons have been issued.

Let the learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Complaint Case No.701 of 2014, pending before the learned SDJM, Saran at Chapra.

With the above observation, this application is, accordingly, disposed off.

(Dinesh Kumar Singh, J)

Ashwini/-

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