

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52353 of 2015

Arising Out of PS.Case No. -794 Year- 2014 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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Anuj Kumar Pandey, son of Radheshyam Pandey, resident of Mohalla-
Gandhinagar, Ram Krishna Paramhansh Vidyalaya, Ward No. 10, P.S. and
District-Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar
2. Bibha Kumari, wife of Anuj Kumar Pandey, Daughter of Sushil
Pandey, Mohalla-Gandhi Mandir Hospital More, Jehanabad, Ward
No. 18, P.S. & District-Jehanabad

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jogendra Kumar
For the Opposite Party/s : Mr. Shailendra Kumar No.2 (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 09-11-2015 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 Section 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 admits his marriage
with the complainant and is ready to keep the complainant as
wife with full dignity and honour. A statement to that effect has
been made in para 12 of the petition. The relevant portion of
which reads as follows:-

“That in any view of the matter

the petitioner is ready and willing to keep the Opp.

No. 2 with full dignity and honour.....”

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, Jehanabad in connection with Complaint Case No. 794 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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