

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7686 of 2015

Arising Out of PS.Case No. -93 Year- 2014 Thana -MASAURHI District- PATNA

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Rohit Kumar @ Rohit Paswan, S/o Rajesh Paswan, resident of village-
Taregnadih, Police Station- Masaurhi, District- Patna

.... Petitioner/s

Versus

1. The State of Bihar
2. Umada Devi, W/o Rohit Pawan, resident of village- Taregnadih, Police
Station- Masaurhi, District- Patna at present residing in her paternal
home "Umada Devi, d/o Arbind Paswan, resident of village- Gopalpur,
P.O.- Nadaul, P.S.- Masaurhi, District- Patna

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Gajendra Pd.Yadav(APP)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 26-02-2015 Heard learned counsel for the petitioner and the
State.

The petitioner being the husband of the informant
is apprehending his arrest in a registered for the offences
punishable under Sections 498A, 494, 495 of the Indian Penal
Code and 3/4 of the Dowry Prohibition Act.

The accusation is of torture for non-fulfillment of
the dowry demand and performing second marriage.

On instruction it is submitted by learned counsel
for the petitioner that the petitioner is ready to keep the
informant as wife with full dignity and honour and petitioner
has not performed second marriage. Statement to that effect
has been made in para-7 of the petition.

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, Masaurhi in connection with Masaurhi P.S. Case No. 93 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 informant on her appearance the petitioner will take the informant 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 informant gets reluctant to reconcile the issue; and (iii) or if the informant fails to appear before the learned court.

(Dinesh Kumar Singh, J)

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