

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13309 of 2015

Arising Out of PS.Case No. -1891 Year- 2013 Thana -DARBHANGA COMPLAINT CASE
District- DARBHANGA

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Jamilur Rahman @ Md. Jamilur Rahman Son of Md. Manir Alam@ Badrul

.... Petitioner

Versus

1. The State of Bihar
2. Sabia Khatoon wife of Jailur Rahman

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Kamran, Advocate

For the Opposite Party/s : Mr. Satyendra Pd.(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 01-04-2015

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 Sections 498A of the Indian Penal

Code.

The basic accusation is of torture.

On instruction, learned counsel for the petitioner

submits that the petitioner is ready to keep the complainant as

wife with full dignity and honour. A statement to that effect

has been made in para 9 of the petition which reads as

follows:-

"9. That the petitioner is always ready to keep the

opposite party no.2 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 arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Darbhanga, in connection with C. R. No.1891 of 2013, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Let the learned court below issue notice to the complainant for her appearance. 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 by learned court below in three eventualities (i) if the matrimonial harmony is substantially restored (ii) if the complainant fails to appear before the learned court below or (iii) if the complainant gets reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

Ashwini/-

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