

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43851 of 2014

Arising Out of PS.Case No. -62 Year- 2014 Thana -SAMASTIPUR COMPLAINT CASE District-
SAMASTIPUR

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1. Ajit Kumar Son of Late Rajee Mandal @ Rajeev Mandal Resident of
Village- Parsa (Madhya Tola), P.S.- Hathouri, District- Samastipur
(Bihar)

.... Petitioner

Versus

1. The State of Bihar

2. Reena Kumari Wife of Ajit Kumar At present residing at Daughter of
Satrugan Mandal, Village- Sihuli, P.S.- Khanpur, District- Samastipur
(Bihar)

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Dharmendra Jha

For the Opposite Parties : Mr. Lalan Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

7 27-04-2015

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 Sections 323, 498A of
the Indian Penal Code and Section 3 of the Dowry Prohibition
Act.

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

The notices were issued to O.P. No. 2 the
complainant vide order dated 15.12.2014 on submission of
learned counsel for the petitioner that petitioner is ready to
keep the complainant as wife with full dignity and honour. A
statement to that effect has been made in para 6 of the petition

which reads as follows:-

“That the petitioner is husband of the complainant and ready to settle the matrimonial dispute with the complainant.”

Learned counsel for the complainant submits that complainant is ready to accept the offer of the petitioner.

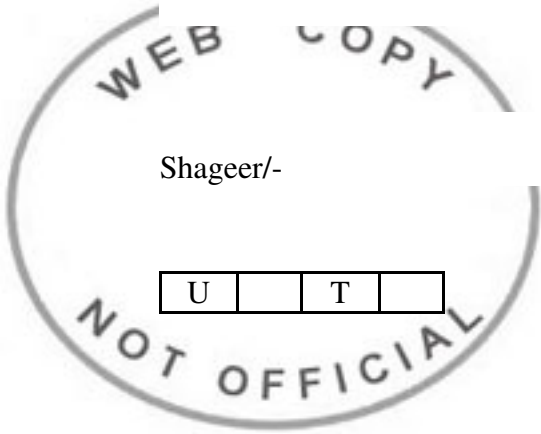
The marriage between the petitioner and the complainant and birth of a male child are admitted facts.

Both sides agree to appear before learned Court below on 11th of May, 2015 when the petitioner will take the complainant to her matrimonial house to keep her 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 Additional Chief Judicial Magistrate, Rosera in connection with Complaint Case No. 62 of 2014.

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)