

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40406 of 2014

Arising Out of PS.Case No. -581 Year- 2013 Thana -BHABHU(KAIMUR) COMPLAIN C District-
BHABHUA (KAIMUR)

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Shyam Narayan Singh son of Sri Bachan Singh, R/o village- Mahuat. P.S.
Bhabhua (Sonhan), Distt- Kaimur at Bhabhua.

.... Petitioner/s

Versus

1. State of Bihar
2. Kiran Devi, W/o Shyam Narayan Singh, D/o Guptnath Singh, R/O village
&
Mahuat, P.S. Sonhan, Distt- lkaimur (Bhabhua),

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Ray

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

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2. 25-03-2015. Heard both sides.

The petitioner apprehends his arrest in a case under
section 498A of the I.P.C.

The first wife of the petitioner made allegation that her
husband solemnized second marriage and thereafter he subjected
her to physical and mental torture.

Learned counsel for the petitioner submits that the
petitioner has also filed a matrimonial case for restitution of
conjugal rights and the petitioner is ready to keep his wife. The
complainant is also ready to live with her husband or she be
provide maintenance.

Considering the facts, the petitioner is directed to
surrender in the court below within four weeks from the date of
receipt or production of a copy of this order and the court below
shall, after issuing notice to the complainant-O.P.No.2, enlarge
the petitioner on provisional bail on furnishing bail bond of

Rs.10,000/- (ten thousand) with two sureties of the like amount each to the its satisfaction. Thereafter, the court below shall make effort to resolve the dispute between wife and husband. If the dispute is resolved, the provisional bail granted to the petitioner shall be confirmed and if, the dispute is not resolved, the court below shall pass order on the merit on the provisional bail of the petitioner.

(Prabhat Kumar Jha, J.)

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