

Arising out of P. S. Case No. - 678 Year - 2013 Thana - BHAGALPUR COMPLAINT CASE District
- BHAGALPUR

.... Petitioner/s

1. The State of Bihar
2. Bibi Nasima, D/O Md. Mojbib, resident of village - Jhitkiya, P.S. - Sajour, Distt. - Bhagalpur

.... Opposite Parties

For the Petitioner : Mr. Swapnil Kumar Singh, Advocate
For the Opposite Parties : Mr. Arun Kumar, A.P.P.

2. Petitioner-husband is apprehending his arrest in connection with a case registered for the offence under Section 498A of the Penal Code. It is submitted on his behalf that notwithstanding the Complaint Petition he is ready and willing to continue the matrimonial relationship with the complainant and to that effect he shall file a written undertaking on affidavit in the court below within a period of four weeks from the date of receipt/production of a copy of this order in the court below. No sooner the petitioner surrenders in the court below within a period of four weeks from the date of receipt/production of a copy of this order in the court below and files such affidavit, he, named above, be admitted to the privilege of provisional bail on



furnishing bond of Rs. 5,000/- (Five thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Bhagalpur in connection with Complaint Case No. 678 of 2013 and thereafter the complainant should be noticed and after she appears in the court below, in presence of the court, petitioner shall make all possible efforts for resolution of the matrimonial dispute between him and the complainant not only by words of mouth but also by his suitable conduct and gesture. In the event court below is satisfied that dispute is resolved and matrimonial peace prevails in the family or the complainant is back to her matrimonial home or she is found to be unreasonable, provisional bail granted to the petitioner shall be confirmed, failing which court below shall be at liberty to pass appropriate orders in accordance with law considering the reasonableness of the stand of the parties.

3. This application is, accordingly, disposed of.

4. Let this order be communicated to the court below through fax on payment of usual charges by the petitioner.

(V.N. Sinha, J.)

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