

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47645 of 2014

Arising Out of PS.Case No. -903 Year- 2013 Thana -MUNGER COMPLAINT CASE District-
MUNGER

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1. Tinku Kumar Son of Dashrath Prasad Resident of Village - Chandan
Nagar, Nauwagarhi, Police Station - Muffasil, District - Munger.

.... Petitioner/s

Versus

1. The State of Bihar
2. Ritu Raj Wife of Tinku Kumar, Daughter of Om Prakash Sah Resident
of Mohalla - Patel Nagar, Madhopur, Police Station - Kotwali, District -
Munger.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Ram Sevak Choudhary

For the Opposite Parties : Mr. Sunil Kr.Panday(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 27-04-2015 Petitioner being Constable in the C.R.P.F and
husband of the daughter 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 under
Sections 498A/34 of the I.P.C and Section 3/4 of the Dowry
Prohibition Act.

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

It is submitted by learned counsel for the
petitioner that Matrimonial Suit No. 178 of 2013 for divorce
was filed at earlier point of time and thereafter the present
complaint has been filed. Though the wife of the petitioner
being daughter of the complainant is present and she is ready
to resume the conjugal life.

The petitioner is ready to make payment of

Rs. 5000/- to the daughter of complainant from June, 2015, by depositing the same in the bank account of the daughter of complainant by second week of every month. The aforesaid offer is acceptable to the daughter of complainant who undertakes to supply the bank account number within a period of three weeks by filing the same on affidavit before learned Court below.

Considering the filing of the matrimonial suit at earlier point of time and the present stand of the parties, 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 anticipatory bail, on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Munger in connection with Complaint Case No. 903C of 2013.

The aforesaid payments will be subject to any order being passed in matrimonial or maintenance, or related proceeding.

Three consecutive defaults in making payment will give liberty to the daughter of the complainant to file appropriate application for cancellation of bail of the petitioner.

(Dinesh Kumar Singh, J)

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