

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37577 of 2015

Arising Out of PS.Case No. -904 Year- 2014 Thana -ROHTAS COMPLAINT CASE District-
SASARAM (ROHTAS)

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Ramanuj Chaudhary, S/o Ram Bachchan Choudhary, resident of Daidaha
Tola, P.S.-Dinara, District- Rohtas

.... Petitioner/s

Versus

1. State of Bihar
2. Smt. Gayatri Devi, D/o Shri Bhagadu Chaudhary, R/o village- Garura,
P.S.- Karakat, District- Rohtas

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dineshwar Mishra, Advocate

For the Opposite Party/s : Mr. Rajendra Singh Shastri Ji(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 18-08-2015

Heard learned counsel for the petitioner and the
State.

The petitioner being the husband of the
complainant is apprehending his arrest in a complaint
case in which processes have been directed to be issued
after cognizance being taken for the offences punishable
under Section 498A of the Indian Penal Code.

The basic accusation is of torture.

On instruction it is submitted by learned
counsel for the petitioner that the petitioner is ready to
keep the complainant as wife with full dignity and
honour. Statement to that effect has been made in para-
10 of the petition which reads as follows:-

“That it is most humbly
submitted that the door of justice must be
wide open at the first knock of the door at

the first bell of alarm and at the first cry of invasion and while in the instant case, the petitioner being absolutely innocent having clean past antecedent, and is still ready to keep his wife with all dignity, love and affection has come under the shelter of this Hon'ble Court for his release on anticipatory bail."

It is submitted that during reconciliation the complainant has refused to live with the petitioner.

Considering the present stand of the petitioner, let the above named petitioner be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sri Dipak Kumar, Judicial Magistrate, Ist Class, Bikramganj in connection with Complaint Case No. 904 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

If complainant files an application for resuming conjugal life then the learned court below will issue notice to the petitioner when the petitioner will be obliged to comply the undertaking given before this Court.

(Dinesh Kumar Singh, J)

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