

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52566 of 2015

Arising Out of PS.Case No. -1091 Year- 2012 Thana -COMPLAINT CASE District- JAMUI

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Mukesh Ravi Das, son of Late Arjun Ravi Das, resident of Village-Kaira
Kado, P.S.-Khaira, District-Jamui

.... Petitioner/s

Versus

The State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amaresh Kumar

For the Opposite Party/s : Mr. Suman Kri Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-11-2015

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 3/4 of the Dowry Prohibition
Act.

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

On instructions, it is submitted by learned
counsel for the petitioner that petitioner admits his marriage
with the complainant and is ready to keep the complainant as
wife with full dignity and honour. A statement to that effect has
been made in para 12 of the petition which reads as follows:-

“That the petitioner is still
ready to keep the complainant with full dignity and
honour.....”

It is further submitted that similar was the stand of the petitioner before learned Court below but subsequently the petitioner refused to keep the complainant but now the petitioner is ready to keep the complainant with 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 Sub-Divisional Judicial Magistrate, Jamui in connection with Complaint Case No. 1091(C) of 2012.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance, the petitioner will take the complainant to her matrimonial house to keep her as wife with full dignity and honour.

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)

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