

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56407 of 2015

Arising Out of PS.Case No. -28833 Year- 2014 Thana -PATNA COMPLAINT CASE District-
PATNA

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1. Kedar Kumar @ Kedar, Son of Rajkishor Bhagat, Resident of Mohalla-
Rajendra Nagar, below the overbridge Sabazi bazar, Police Station-
Patrakar Nagar, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Punam Devi, W/o Kedar Kumar @ Kedar D/o Late Shivpujan Bhagat
R/o Village - Siparadih, P.S. Beur, District- Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Jha

For the Opposite Party/s : Mr. Manoj Kumar 1 (App)

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

2 11-12-2015 Heard learned counsels for the petitioner and

the State.

The petitioner being the husband of the

complainant is apprehending arrest in a complaint case in

which processes were directed to be issued after

cognizance being taken under Section 498A of the Indian

Penal Code and section 4 of Dowry Prohibition Act.

The basic accusation is of torture for non

fulfillment of dowry demands.

On instruction it is submitted that the petitioner

admits his marriage with the complainant and is ready to

keep the complainant as wife with full dignity and honour.

Statement to the aforesaid effect has been made in paragraph no. 9 of the petition which reads as follows:

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

Considering the present stand of the petitioner, let the above named petitioner be released on provisional anticipatory bail for one year in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Patna in connection with Complaint Case No. 28833C of 2014 subject to the conditions as laid down under Section 438(2) Cr.P.C.

Let the learned court below issue notice to the complainant and on her appearance the petitioner will take the complainant to keep her as wife with full dignity and honour.

The provisional bail of the petitioner will be confirmed by the learned court below in three eventualities –
(i) if the matrimonial harmony is substantially restored or



(ii) if the complainant fails to appear before the learned court below or (iii) if the complainant deliberately gets reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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