

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17504 of 2015

Arising Out of PS.Case No. -1915 Year- 2012 Thana -MADHUBANI COMPLAINT CASE District-
MADHUBANI

=====

Shahid Akhtar @ Md. Shahid Akhtar

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha

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

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 13-05-2015

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 process has
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 for non-fulfilment of
the dowry demand. The factum of marriage between the
petitioner and the complainant is admitted fact.

On instruction, learned counsel for the petitioner
submits that the petitioner is ready to keep the complainant as
wife with full dignity and honour. A statement to that effect has
been made in para 7 of the petition which reads as follows:-

"That the petitioner is ready to

keep her with full dignity and honour."

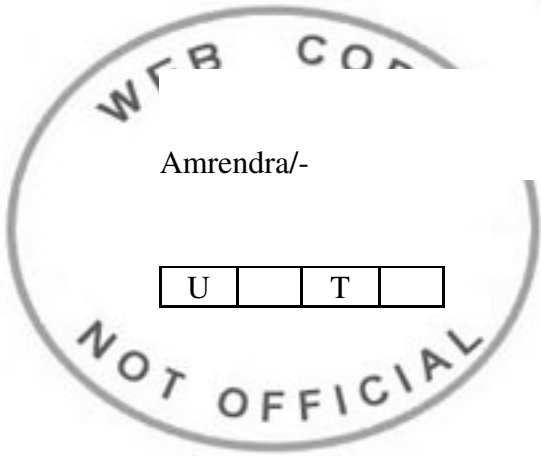
Learned counsel for the complainant submits that the complainant is ready to accept the offer of the petitioner but on three occasions, the petitioner made similar undertaking but he used to torture.

Both sides agree to appear before the learned court below on 15th of June, 2015 when the petitioner will take the complainant to keep her as wife with full dignity and honour.

Considering the present stand of the parties, 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 ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate, Madhubani in connection with Complaint Case No. 1915 of 2012, subject to the conditions as laid down under Section 438(2) Cr.P.C.

The provisional bail of the petitioner will be confirmed by learned court below in three eventualities (i) if the matrimonial harmony is substantially restored (ii) if the complainant fails to appear before the learned court below or

(iii) if the complainant gets reluctant to reconcile the issue.



(Dinesh Kumar Singh, J)