

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31515 of 2014

Arising Out of PS.Case No. -147 Year- 2014 Thana -BHABHU(KAIMUR) COMPLAIN C District-
BHABHUA (KAIMUR)

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1. Amrish Kumar Yadav @ Amrish Singh Yadav @ Amrish Kumar Son of
Radhe Shyam Yadav Resident of village- Telanga, P.S.- Mohania, District-
Kaimur at Bhabua.

.... Petitioner/s

Versus

1. The State of Bihar
2. Sunita Devi Wife of Amarish Singh Yadav D/o Harinarayan Singh
Resident of village- Telanga, P.S.- Mohania, District- Kaimur at Bhabua at
Present address- resident of village- Baghini, P.S.- Mohania, District-
Kaimur at Bhabua.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajani Kant Pandey

For the Opposite Party/s : Mr. Md.A.Haque Saha(App)

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

2 02-02-2015 Heard learned counsels for the petitioner and the

State.

The petitioner being the husband 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.

The basic accusation is of torture for non fulfillment
of dowry demands.

On instructions, it is submitted that the petitioner is
ready to keep the complainant as wife with full dignity and

honour. Statement to the aforesaid effect has been made in paragraph no. 7 of the petition which reads as follows:

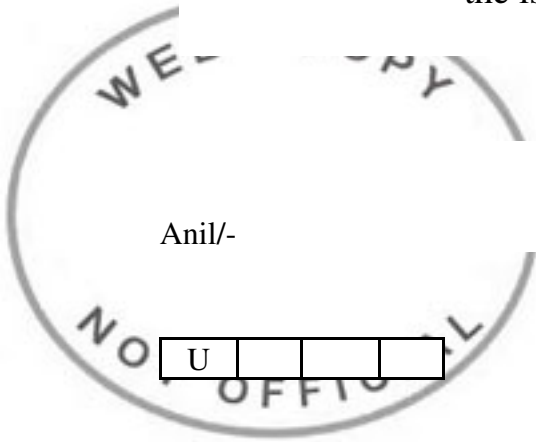
“That it is relevant that the petitioner is ready to live with the complainant with full dignity but she has refused to the petitioner without any excuse with false allegation.”

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 CJM Kaimur at Bhabua in connection with Complaint Case No. 147 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.



Anil/-

(Dinesh Kumar Singh, J)