

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40760 of 2014

Arising Out of PS.Case No. -1539 Year- 2013 Thana -COMPLAINT CASE District- ARRARIA

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1. Shankar Yadav son of late Changuri Yadav, R/o Mohalla- Kharaiya
Basti Ward No. 13, Police Station and District- Araria

.... Petitioner

Versus

1. The State of Bihar
2. Shobha Devi daughter of Shiv Narayan Yadav wife of Shankar Yadav,
resident of village- Gunwanti, Police Station- Basaiti, District- Araria

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Mukesh Kumar Rana

For the Opposite Party : Mr. Pushpa Sinha-Ii(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 11-02-2015 Petitioner being 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 I.P.C.

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 is ready to keep the
complainant as wife with full dignity and honour. A statement
to that effect has been made in para 11 of the petition.

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 Judicial Magistrate, 1st Class, Araria in connection with Complaint Case No. 1539C of 2013.

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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