

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4884 of 2015

Arising out of PS.Case No. -1581 Year- 2013 Thana -DARBHANGA COMPLAINT CASE District-
DARBHANGA

=====

Pankaj Kumar, Son of Dr. K. C. Kakkar, R/O Sapna Apartment, Flat
no.A/103,Ram Nagri Sector-III, Ashina Nagar, Patna.

.... Petitioner

Versus

1. The State of Bihar.
2. Puja Mehta, W/O Pankaj Kumar, D/O Ashok kumar Mehta, resident of
Mohalla-Mirzapur,P.S+P.O-Civil Lines, Distt.-Darbhanga

.... Opposite Parties.

=====

Appearance :

For the Petitioner : Mr. Archana Sinha @ Archana Shahi
For the State : Mr. Amit Kr. Rakesh(App)
For the Complainant : Mr. Krishna Pd. Singh, Sr. Advocate.

=====

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

3 23-06-2015 Heard Mrs. Archana Sinha learned counsel for the
petitioner and learned Additional Public Prosecutor as well as Sri
Krishna Pd. Singh, learned senior counsel for the complainant-
wife.

The petitioner apprehends his arrest in a case under
Sections 498A, 323, 406 of the Indian Penal Code and ¾ of the D.
P. Act.

Learned counsel for the petitioner submits that the
petitioner is ready to keep his wife but Sri Krishna Pd. Singh,
learned senior counsel for the complainant, submits that the wife
was ready to live with the husband but her husband refused to
keep her as the same would appear from the order of the learned

Sessions Judge.

It appears that the petitioner is now ready to keep his wife on any undertaking. The wife is also ready to live with the husband.

Considering the facts, the petitioner Pankaj Kumar is directed to surrender in the court below within four weeks from the date of this order and on such the learned court below shall enlarge the petitioner on provisional bail on furnishing bail bonds of Rs. 10,000/- with two sureties each of a like amount to the satisfaction of S.D.J.M., Darbhanga in C.R. Case No. 1581/2013, T.R. No. 3338/2014 subject to the conditions as laid down under Section 438(2) Cr. P.C. after issuing notice to the complainant, and the learned court below shall make effort to resolve the dispute between the husband and wife. If the dispute between the husband and wife is resolved the provisional bail granted to the petitioner shall be confirmed. If the dispute between the husband and wife is not resolved and the husband is not ready to keep his wife the learned court below shall pass order on merit on provisional bail of the petitioner.

U.K./-

(Prabhat Kumar Jha, J)

U		T	
---	--	---	--