

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46750 of 2014

Arising Out of PS.Case No. -413 Year- 2012 Thana -AURANGABAD COMPLAINT CASE
District- AURANGABAD

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Jahul Haque @ Jahu Haqual @ Ziaul Haque Ansari, son of Enamul Haque,
Village-Parta Nawadih, P.O.-Parta, P.S.-Amba, District-Aurangabad

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Sunil Kumar Singh No-10

For the Opposite Party : Mr. B.Ram(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 23-04-2015

Petitioner being husband of the complainant

is apprehending his arrest in a complaint case registered with
accusation under Sections 498A, 379/34 of the Indian Penal
Code. Consequently processes were directed to be issued after
cognizance being taken.

The basic accusation is of torture.

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 5 of the petition which
reads as follows:-

“That the petitioner is
husband and he is ready to keep his wife with
full dignity and honour.....”

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 Chief Judicial Magistrate, Aurangabad in connection with Complaint Case No. 413 of 2012.

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.

Shageer/-

(Dinesh Kumar Singh, J)

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