

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21885 of 2015

Arising Out of PS.Case No. -36 Year- 2015 Thana -SINGHIYA District- SAMASTIPUR

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1. Shyam Kamti @ Sayam Kamti Son of Bhola Kamti Resident of village -
Mahe Singhiya, P.S. - Singhiya, District - Samastipur (Bihar).

.... Petitioner

Versus

1. The State of Bihar.
2. Rakhi Devi Wife of Shyam Kamti @ Sayam Kamti, Daughter of
Bhushekhar Kamti Resident of village - Mahe Singhiya, P.S. - Singhiya,
District - Samastipur at present residing at Village - Ballipur, P.S. -
Hathauri, District - Samastipur (Bihar).

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Vinay Kumar Mishra

For the Opposite Parties : Mr. Sanjay Kumar Tiwary (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 23-06-2015 Petitioner being husband of the informant is apprehending his arrest in a case registered for the offences punishable under Sections 498A/34 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

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 informant as wife with full dignity and honour. A statement to that effect has been made in para 9 of the petition which reads as follows:-

“That the petitioner is ready to
keep the informant as his wife with full honour and

dignity”

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 Sub-Divisional Judicial Magistrate, Rosera, Samastipur in connection with Singhiya P.S. Case No. 36 of 2015.

Let learned Court below issue notice to the informant and fix a date for her appearance. On appearance, the petitioner will take the informant 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 informant fails to appear before learned Court below (iii) If the informant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

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