

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49360 of 2015

Arising Out of PS.Case No. -147 Year- 2015 Thana -PARIHAR District- SITAMARHI

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Md. Zafaran, S/o Md. Khalikh @ Md. Khalik, resident of village- Chand
Tola Ekdandi, P.S.- Parihar, District- Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh(App)

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

2 16-10-2015 Heard learned counsel for the petitioner and the
State.

The petitioner being the husband of the
informant is apprehending his arrest in a case registered
for the offences punishable under Sections 341, 323,
498A, 379/34 of the Indian Penal Code and 3/4 of the
Dowry Prohibition Act.

The basic accusation is of torture for non-
fulfillment of dowry demand.

It is submitted by learned counsel for the
petitioner that the petitioner admits the marriage with the
informant and he is ready to keep the informant as wife
with full dignity and honour. Statement to that effect has

been made in para- 6 of the petition which reads as follows:-

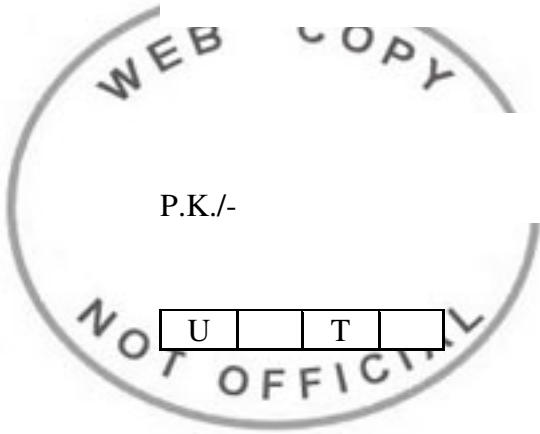
“That the petitioner is the husband of the informant and always ready to keep her with all respect and dignity but she herself does not want to live with this petitioner, the reason best known to her”.

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 his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Parihar P.S. Case No. 147 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Let the learned court below issue notice to the informant on her appearance the petitioner will take the informant to keep her as wife with full dignity and honour.

The provisional bail of the petitioner will be confirmed within one year by the learned court below in three eventualities:- (i) on substantial restoration of the matrimonial harmony; (ii) or if the informant gets reluctant to reconcile the

issue; and (iii) or if the informant fails to appear before the learned court.



(Dinesh Kumar Singh, J)