

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33549 of 2015

Arising Out of PS.Case No. -1491 Year- 2013 Thana -PATNA COMPLAINT CASE District-
PATNA

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1. Vishnu Kumar @ Shorray, Son of Ramjee Chaudhary, resident of
Village- Bhusaula Danapur, Painpar, P.S.- Phulwari Sharif, District-
Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Rubi Devi D/o Laldeo Chaudhary, Resident of village- Neura-
Kumhartoli, P.S.- Bihta, District- Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Sinha
For the Opposite Party/s : Mr. B.M.P Sinha (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 28-07-2015 Petitioner being husband of the complainant
is apprehending his arrest in a complaint case wherein
processes were directed to be issued after cognizance being
taken for the offences punishable under Sections 323, 498A, of
the Indian Penal Code and Section 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
complainant as wife with full dignity and honour. A statement
to that effect has been made in para 17 of the petition which
reads as follows:-

“That the petitioner is the husband of the complainant and is ready to keep and maintain the complainant with all social prestige 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, Danapur, Patna in connection with Complaint Case No. 1491(C) 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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