

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9715 of 2016

Arising Out of PS.Case No. -278 Year- 2015 Thana -LALIT NARAYAN UNIVERSITY District-
DARBHANGA

=====

Sanjay Nayak son of Late Ram Prasad Nayak, resident of Village and
Mohalla-Lalbag, P.S.-Town-District-Darbhanga

.... Petitioner/s

Versus

1. The State of Bihar
2. Sanju Devi wife of Sanjay Nayak, daughter of Gopi Mahaseth,
resident of Mohalla-Sundar Pur, P.S.-LNM. University, District-
Darbhanga.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Kedar Jha

For the Opposite Party/s : Mr. Bharat Bhushan(App)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 26-02-2016

The petitioner being husband of the informant
is apprehending his arrest in a case registered for the offences
punishable under Sections 341, 323, 504, 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.

It is submitted by learned counsel for the
petitioner on instruction that petitioner admits his marriage
with the informant and is ready to keep the informant as wife
with full dignity and honour. A statement to that effect has
been made in para 10 of the petition which reads as follows:-

“That the petitioner reiterates

that he is ready to keep informant as 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 six months 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, Darbhanga in connection with L.M.N.U P.S. Case No. 278 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 six months (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)

Shageer/-

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