

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10102 of 2016

Arising Out of PS.Case No. -516 Year- 2015 Thana -JEHANABAD COMPLAINT CASE District-
JEHANABAD

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1. Girija Paswan @ Girja Paswan Son of Ram Bharosi Paswan, Resident
of village- Ahiyasha, P.S.- Ghoshi, District- Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar
2. Kanti Devi wife of Girija Paswan @ Girja Paswan, Resident of village-
Chhati, P.O.- Basbigaha, P.S.- Dhanrua, District- Patna

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar
For the Opposite Party/s : Mr. Ajay Kumar No.1(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-03-2016 The 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.

The basic accusation is of torture.

It is submitted by learned counsel for the

petitioner on instruction that petitioner admits his marriage

with the complainant and is ready to keep the complainant as

wife with full dignity and honour. A statement to that effect has

been made in para 8 of the petition which reads as follows:-

“That the petitioner is

husband of the complainant and 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 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 Judicial Magistrate, 1st Class, Jehanabad in connection with Complaint Case No. 516 of 2015.

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 six months (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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