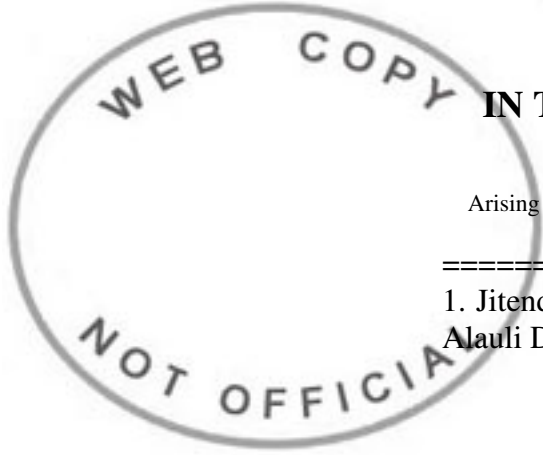




IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10602 of 2016

Arising Out of PS.Case No. -1913 Year- 2014 Thana -SAHARSA COMPLAINT CASE District-
SAHARSA

=====

1. Jitendra Pandit S/o Ramsukrit Pandit Resident of Village-Saharbanni P.s
Alauli District Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Lalita kumari W/o Jitendra Pandit, D/o Yogendra Pandit resident of
Village- Biratpur PS Sonbarsa Raj , District Saharsa.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh

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

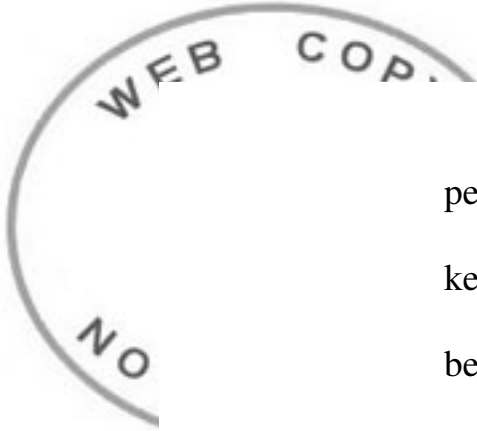
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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 02-03-2016 Heard learned counsels for the petitioner, complainant
and the State.

The petitioner being husband of the complainant is
apprehending arrest in a complaint case wherein process has been
directed to be issued after cognizance being taken under Sections
498A and 504 of the Indian Penal Code and section 4 of Dowry
Prohibition Act.

The basic accusation is of torture for non fulfillment of
dowry demands.



Learned counsel for the petitioner submits that the petitioner admits his marriage with the complainant and is ready to keep her with full dignity and honour. Statement to that effect has been made in paragraph 9 of the petition which reads as follows:

“That the petitioner being husband of complainant is ready to keep his wife with full dignity and honour.”

It is submitted by learned counsel for the complainant that the offer of the petitioner is not acceptable to the complainant as she is apprehensive of the past conduct of the petitioner.

In the alternative, learned counsel for the petitioner submits that the petitioner is ready to make payment of Rs.1000- per month from April, 2016 by depositing the same in the bank account of the complainant by second week of every month.

Learned counsel for the complainant submits that complainant is ready to accept the offer and undertakes to submit the bank account number on affidavit within three weeks before the learned court below.

Considering the present stand of the parties, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within



a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Saharsa in connection with Complaint Case No. 1913C of 2014 subject to the conditions as laid down under Section 438(2) Cr.P.C.

The aforesaid payment will be subject to any order being passed in matrimonial or maintenance proceeding.

Three consecutive defaults in making payment by the petitioner will give liberty to the complainant to file an application for cancellation of bail of the petitioner.

The present order will, in no way, preclude the parties to resolve the issue otherwise.

(Dinesh Kumar Singh, J)

Anil/-

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