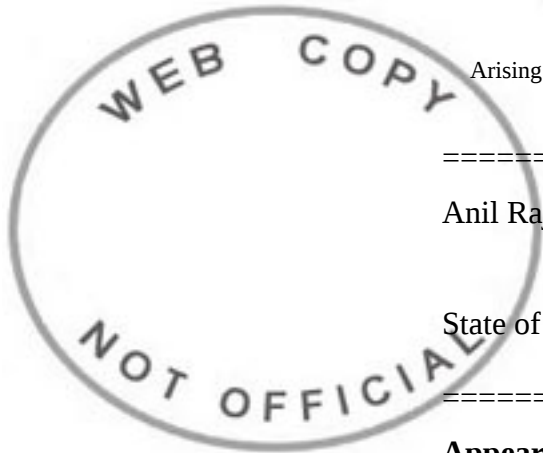


IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15241 of 2016



Arising Out of Complaint Case No. -1761 Year- 2013 Thana -NALANDA COMPLAINT CASE
District- NALANDA (BIHARSHARIFF)

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Anil Rajak (Teacher), son of Sidheshwar Rajak			Petitioner/s
Versus			
State of Bihar & Anr			Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ram Narayan Singh, Advocate
For the Opposite Party/s : Mr. Lallan Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 06-04-2016 Heard learned counsels for the petitioner and the State.

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

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

On instruction, learned counsel for the petitioner submits that the petitioner admits his marriage with the informant and he is ready to keep the informant 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 was and is ready to keep his wife with full dignity and honour."

It is further submitted that the petitioner filed Matrimonial Suit No.232/2012 for restitution of conjugal right.

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 arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Biharsharif, in connection with Complaint Case No.1761 (C)/2013, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Let the learned court below issue notice to the informant for her appearance. 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 by learned court below in three eventualities (i) if the matrimonial harmony is substantially restored (ii) if the informant fails to

appear before the learned court below or (iii) if the informant gets reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

Ashwini/-

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