

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17648 of 2016

Arising Out of PS.Case No. -110 Year- 2015 Thana -THARTHARI District- NALANDA
(BIHARSHARIFF)

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1. Ramanand Prasad @ Rama Prasad son of Mahendra Prasad Resident of
Village - Jhulan Bigha, Police Station - Tharthari, District - Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr. Md.Ansarul Haque (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 25-04-2016

The petitioner being husband of the informant is apprehending his arrest in a case registered for the offences punishable under Section 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 9 of the petition which reads as follows:-

“That the petitioner is husband of informant and he is ready to reside with her and maintain his wife and newly born girl with full love and dignity for ever.”

It is further submitted that similar was the

stand of the petitioner before learned Court below but the issue could not be reconciled. Hence, the petitioner is making a fresh endeavor to resolve the issue.

Considering the aforesaid 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 Additional Chief Judicial Magistrate, Nalanda in connection with Tharthari P.S. Case No. 110 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 one year (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)

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