

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18610 of 2016

Arising Out of PS.Case No. -262 Year- 2015 Thana -RUPASPUR District- PATNA

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1. Dr. Rajeev Kumar Son of Sri Mukteshwar Nath Ojha, Resident of Ram Jaipal Nagar, P.S.- Rupaspur, District-Patna

.... Petitioner/s

Versus

1. The State of Bihar
2. Priyanka Pandey, wife of Dr. Rajeev Kumar, Resident of Ram Jaipal Nagar, presently living in Vasudewa Enclave Apartment, Flat No. 403, Kankarbagh, P.S. Kankarbagh, Main Road, District- Patna

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Mishra
For the Opposite Party/s : Mr. L.K. Sharma(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 27-06-2016 The petitioner being husband of the informant is apprehending his arrest in a case registered for the offences punishable under Sections 341, 323, 504, 307, 498A/34 of the Indian Penal Code.

The basic accusation is of torture and pushing the informant from the roof causing serious injuries.

It is submitted by learned counsel for the petitioner 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 14 of the petition which reads as follows:-

“.....the petitioner is ready

to keep his wife with him in a most dignified manner with

love and affection.”

The petitioner and the informant are present in Court.

The petitioner and the informant both are resident of Patna town. The petitioner is ready to take the informant from her house on 4th of July, 2016.

Learned counsel for the informant submits that informant is ready to accept the offer of the petitioner.

Considering the aforesaid stand of the parties, 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 Additional Chief Judicial Magistrate, Danapur, Patna in connection with Rupaspur P.S. Case No. 262 of 2015.

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)

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