

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20229 of 2016

Arising Out of PS.Case No. -1611 Year- 2001 Thana -SARAN COMPLAINT CASE District-
SARAN

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1. Phool Prakash Sharma, s/o Late Ram Swaroop Sharma, R/o village-
Itahari, P.S.- Rasulpur, District- Saran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Taramuni Devi W/o Phool Prakash Sharma, r/o Village- Bagoura, P.S.-
Darounda, District- Siwan.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Mr. Nitya Nand Tiwary (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 06-05-2016

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,
506 of the Indian Penal Code.

The basic accusation is of torture.

It is submitted by learned counsel for the
petitioner that petitioner admits his marriage with the
complainant and is ready to keep the complainant as wife with
full dignity and honour though statement to that effect has not
been mentioned in the petition.

Considering the fact that complaint was filed
in 2001 and the order of cognizance was passed in 2005, this
Court is not inclined to grant privilege of anticipatory bail to the

petitioner. However, keeping in view of the fact that petitioner is ready to keep the complainant as wife with full dignity and honour, let learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Trial No. 1347 of 2015, arising out of Complaint Case No. 1611 of 2001, pending in the Court of learned Judicial Magistrate, 1st Class, Saran at Chapra.

With the observations above, the application stands disposed off.

(Dinesh Kumar Singh, J)

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