

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1608 of 2016

Arising Out of PS.Case No. -44 Year- 2015 Thana -MAHILA PS District- JAMUI

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1. Rajesh Ravidas son of Muneshwar Ravidas R/V - Harla (Matha), P.S.
Laxmipur, District - Jamui.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Sinha

For the Opposite Party/s : Mr. U.L.Verma(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 18-01-2016

The petitioner being husband of the informant is apprehending his arrest in a case registered for the offences punishable under Sections 323, 341, 498A, 34 of the Indian Penal Code.

The basic accusation is of torture.

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 10 of the petition which reads as follows:-

“That the petitioner is ready
to keep the informant with full dignity as wife, but
she always used to go with her parent’s house.”

It is further submitted that petitioner has also filed a matrimonial with a prayer for divorce and there also the petitioner made such an effort to reconcile the issue with

the informant.

Learned counsel for the informant, on instruction is ready to accept the offer of the petitioner.

Both sides agree to appear before learned Court below on 8th of February, 2016, when the petitioner will take the informant to her matrimonial house to keep her as wife with full dignity and honour.

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 Sub-Divisional Judicial Magistrate, Jamui in connection with Mahila P.S. Case No. 44 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 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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