

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43302 of 2016

Arising Out of Complaint Case No. -464 Year- 2015 Thana -BUXAR COMPLAINT CASE District-
BUXAR

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Laddu Singh @ Ranapratap Singh S/o Babua Singh

.... Petitioner/s

Versus

1. The State of Bihar

2. Geeta Devi W/o Laddu Singh, D/o Brij Bihari Singh

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Mr. Sri Anant Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 30-09-2016

Heard learned counsels for the petitioner and the

State.

The petitioner being the husband of the complainant
is apprehending arrest in a complaint case wherein process has
been directed to be issued after cognizance being taken for the
offences punishable under Sections 498A/34 of the Indian Penal
Code and 3/4 of the Dowry Prohibition Act.

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

Learned counsel for the petitioner submits that the
petitioner admits his marriage with the complainant and birth of
two children. The petitioner is still ready to keep the
complainant as wife with full dignity and honour. A statement
to that effect has been made in para 5 (vii) of the petition which

reads as follows:-

"For that the petitioner the petitioner is always ready to keep the complainant with him...."

It is further submitted that the similar was the stand of the petitioner before the learned Court below, which reflects from the impugned order and the petitioner has filed Matrimonial Suit No.260/2015 for restitution of conjugal life.

Considering the present stand of the petitioner, let the above named petitioner be released on provisional anticipatory bail for six months 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 CJM, Buxar, in connection with Complaint Case No.464-C/2015, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Let the learned court below issue notice to the complainant for her appearance. On her appearance, the petitioner will take the complainant 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 complainant fails to appear before the learned court below or (iii) if the complainant gets reluctant to reconcile the issue.

Ashwini/-

(Dinesh Kumar Singh, J)

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