

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.9552 of 2016**

Arising Out of PS.Case No. -514 Year- 2013 Thana -SAMASTIPUR COMPLAINT CASE District-  
SAMASTIPUR

=====

Raj Kumar Ram son of Upendra Ram, resident of Village-Shadipur Ghat,  
P.S.-Khanpur, District-Samastipur

.... .... Petitioner/s

Versus

1. The State of Bihar
2. Fulwati Devi, daughter of Dukha Ram, wife of Raj Kumar Ram,  
resident of Village-Katghara, P.S.-Hathauri, District-Samastipur.

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Amitabh Bhardwaj

For the Opposite Party/s : Mr. Nawal Kishore Prasad(App)

=====

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH**  
**ORAL ORDER**

2      25-02-2016

The 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 of the Indian Penal Code.

The basic accusation is of torture after eight years of marriage.

It is submitted by learned counsel for the petitioner on instruction that petitioner admits his marriage with the complainant and is ready to keep the complainant 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:-

“That the petitioner is ready  
to keep the complainant with full honour and  
dignity”

Considering the present 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 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 Judicial Magistrate, 1<sup>st</sup> Class, Rosera in connection with Complaint Case No. 514 of 2013.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance, the petitioner will take the complainant 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 six months (ii) If the complainant fails to appear before learned Court below (iii) If the complainant is reluctant to reconcile the issue.

**(Dinesh Kumar Singh, J)**

Shageer/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|