

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11531 of 2016

Arising Out of PS.Case No. -29 Year- 2015 Thana -MAHILA P.S. District- VAISHALI(HAJIPUR)

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Raju Sah @ Raju Saha son of Ram Nihora Sah, resident of Village-
Kutubpur Dumari, P.S.- Hajipur Sadar in the District- of Vaishali

.... Petitioner/s

Versus

1. The State of Bihar
2. Shobha Devi wife of Raju Sah Daughter of Ram Babu Sah, resident of
Village-Kaila Chak, P.S. Bidupur, District- Vaishali

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar

For the Opposite Party/s : Mr. Ram Bachan Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 09-03-2016

Heard learned counsels for the petitioner and the State.

The petitioner being the husband of the informant is apprehending arrest in a case registered for the offences punishable under Section 498A of the Indian Penal Code.

The basic accusation is of torture.

Learned counsel for the petitioner submits that the 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 11 of the petition which reads as follows:-

“That the petitioner is husband of the informant and ready to keep her wife and children with full dignity and honour.”

Considering the present stand of the petitioner, let the above named petitioner be released on provisional anticipatory bail for one year 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, Vaishali at Hajipur in connection with Mahila (Hajipur) P.S. Case No. 29 of 2015, subject to the conditions as laid down under Section 438(2) Cr.P.C.

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

(Dinesh Kumar Singh, J)

Amrendra/-

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