

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11771 of 2016

Arising Out of PS.Case No. -28 Year- 2015 Thana -MAHILA P.S. District- BANKA

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Gulsan Yadav @ Gulshan Yadav son of late Daso Yadav resident of village
- Mahua, P.S. - Barahat, District - Banka.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Anita Devi wife of Chhotan Yadav resident of village - Kakwara, P.S.
Banka, District - Banka.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Nandad Prasad

For the Opposite Party/s : Mr. A.Dayal(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

05/ 25-07-2016

Heard learned counsels for the petitioner
and the State.

The petitioner being the husband of the
informant is apprehending his arrest in a case registered for the
offences punishable under Sections 498A, 341, 323, 504, 494/34
of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

The basic accusation is of torture for non-
fulfillment of the dowry demand and performing second
marriage.

It is submitted by learned counsel for the
petitioner that the petitioner admits his marriage with the
informant and is ready to keep the informant with full dignity

and honour.

Counsel for the informant submits that since the petitioner has performed second marriage, hence, it is not possible for the informant to resume the conjugal life.

In the circumstances, let the learned court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Banka (Mahila) P.S. Case No. 28 of 2015 pending in the court of learned Judicial Magistrate, Ist Class, Banka..

Accordingly, this application is disposed of.

(Dinesh Kumar Singh, J)

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