

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32835 of 2016

Arising Out of PS.Case No. -6 Year- 2015 Thana -AMDABAD District- KATIHAR

Binod Giri son of Narain Giri

.... Petitioner/s

Versus

The State of Bihar Gyatri Devi W/o of Binod Giri D/O - Pradeep
Gouswami,

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun, Advocate

For the Opposite Party/s : Mr. Dr. Indihar Kumari

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 04-08-2016 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 and 3/4 of the Dowry Prohibition Act.

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

Lcounsel for the petitioner submits that the petitioner admits his marriage with the informant and he is ready to keep the informant as wife with full dignity and honour. A statement to that effect has been made in para 9 of the petition which reads as follows:-

"That, the whole allegation is false and the petitioner is still ready to keep her as his wife with full dignity and decorum."

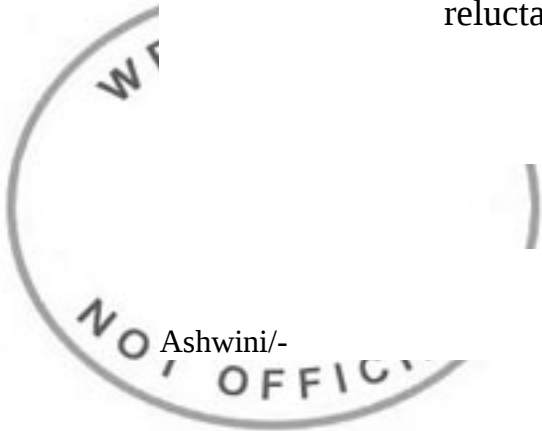
It is further submitted that similar was the stand of the petitioner before the learned Court below and the impugned order reflects that the investigation has concluded.

Considering the present stand of the petitioner and the investigation has already concluded, 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 Judicial Magistrate, 1st Class, Katihar, in connection with Amdabad P.S. Case No.6/2015 , 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)

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