

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45586 of 2016

Arising Out of PS.Case No. -48 Year- 2016 Thana -MAHILA P.S. District- MUZAFFARPUR

Prashant Kumar, S/o Late Ram Ranjan Thakur, resident of Moh- Zero Mile,
P.S.- Ahiyapur, District- Muzaffarpur

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Parasmani, Advocate

For the Opposite Party/s : Mr. Sri Surendra Prasad Singh

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 19-10-2016

Heard learned counsel 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 Section 498A of the Indian Penal Code.

The basic accusation is of torture.

It is submitted by learned counsel for the petitioner that petitioner admits his marriage with the informant and he is ready to keep the informant and child as wife with full dignity and honour. Statement to that effect has been made in para- 9 of the petition which reads as follows:-

“That petitioner and his family is always ready and eager to welcome the informant alongwith daughter and newly born son whom the petitioner could not see as yet.”

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 his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Judge-VII, Muzaffarpur in connection with Muzaffarpur Mahila P.S. Case No. 48 of 2016, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Let the learned court below issue notice to the informant 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 within six months by the learned court below in three eventualities:- (i) on substantial restoration of the matrimonial harmony; (ii) or if the informant gets reluctant to reconcile the issue; and (iii) or if the informant fails to appear before the learned court.

(Dinesh Kumar Singh, J)

P.K./-

U		T	
---	--	---	--