

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39396 of 2016

Arising Out of PS.Case No. -94 Year- 2016 Thana -OBRA District- AURANGABAD

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Vinay Kumar, son of Deo Narayan Singh

.... Petitioner/s

Versus

1. State of Bihar
2. Sonam Kumari, wife of Vinay Kumar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Advocate

For the Opposite Party/s : Mr. Sri Sanjay Kumar Sharma, APP

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 09-09-2016

Heard learned senior counsel for the petitioner and
learned APP for the State.

The petitioner being the husband of the informant is
apprehending arrest in a case registered for the offences
punishable under Sections 498A, 323, 341/34 of the Indian Penal
Code.

Basic accusation is of torture.

Learned senior counsel 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 10 of
the petition which reads as follows:-

*"That the petitioner is ready to keep her with full
dignity and honour."*

Learned senior counsel for the petitioner further submits that similar was the stand of the petitioner before the learned Court below.

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 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 SDJM, Daudnagar, Aurangabad, in connection with Obra P.S. Case No.94/2016, 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)

Ashwini/-

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