

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8819 of 2016

Arising Out of PS.Case No. -384 Year- 2012 Thana -SITAMARHI District- SITAMARHI

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Mukesh Kumar Sharma S/o Late Ramagya Prasad Singh

.... Petitioner/s

Versus

1. The State of Bihar.

2. Anmola Kumari @ Gunja, w/o Mukesh Kumar Sharma, D/o Shiv Kumar Chaudhary

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Advocate

For the Opposite Party/s : Mr. D.P.Tiwary(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 24-02-2016

Heard learned counsels for the petitioner, informant
and the State.

The petitioner being the husband of the informant
is languishing in custody since 15.12.2015 in a case registered
for the offences punishable under sections 323, 341, 498A,
504/34 of the Indian Penal Code.

Basic accusation is of torture.

Learned counsel for the petitioner submits that the
petitioner admits his marriage with the informant and the
informant at earlier point of time filed Pupri P.S. Case
No.182/2013 levelling accusation under sections 363 and 365 of
the Indian Penal Code against the other family members of the
petitioner alleging that the petitioner was kidnapped by his other
family members. It is further submitted that the in the

background of the above fact reconciliation is not feasible at present. But the petitioner is ready to make payment of permanent alimony to the informant on dissolution of marriage. Though, statement to that effect has not been in the petition.

On instruction, learned counsel for informant submits that the informant accepts the offer of the petitioner.

Considering the present stand of the parties, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Sadar, Sitamarhi in connection with Sitamarhi P.S. Case No.384/2012.

It is expected from the learned court below to make effort to resolve the issue between the parties, in accordance with law, in view of the present stand of the parties.

(Dinesh Kumar Singh, J)

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