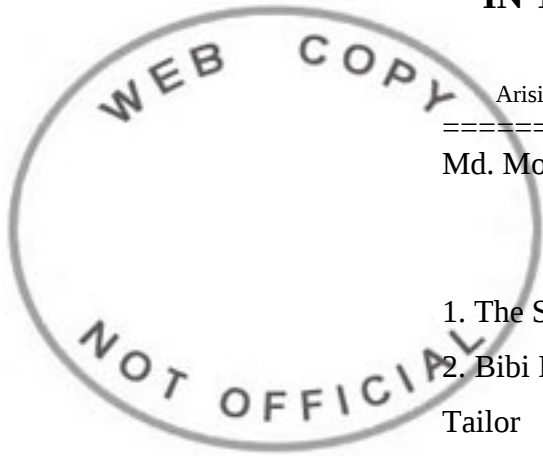




IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5830 of 2016

Arising Out of PS.Case No. -71 Year- 2015 Thana -MAHILA P.S. District- BHAGALPUR

=====

Md. Moin Mansoori son of Md. Manzar Alam

.... Petitioner/s

Versus

1. The State of Bihar.
2. Bibi Nusrat Khatoon wife of Md. Moin Mansoori, daughter of Md. Jamal Tailor

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Najmul Hodda, Advocate

For the Opposite Party/s : Mr. Renuka Ratnakar (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 03-03-2016 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 Sections 498A/34 of the Indian Penal Code.

Basic accusation is of torture.

On instruction, learned 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 11 of the petition which reads as follows:-

"That the petitioner is husband and ready to keep his wife (Opposite party No.2) with full dignity and quite peacefully."

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

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, Bhagalpur in connection with Bhagalpur Mahila P.S. Case No.71/2015, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Both sides shall appear before the learned court below on 15th March, 2016 when 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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