

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.14599 of 2016

Arising Out of PS.Case No. -393 Year- 2014 Thana -MAHUA District- VAISHALI(HAJIPUR)

Ritesh Kumar Mishra, Son of Ashok Mishra, Resident of village – Garjaul,
Police Station – Mahua in the district of Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar
2. Tejaswani Kumari Daughter of Ravi Shankar Chaubey, Resident of
Mohalla – Mahajan Tola, Police Station – Town Hajipur, District –
Vaishali.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar

For the Opposite Party/s : Mr. J.N. Thakur (App)

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

02/ 04-04-2016

Heard learned counsels 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, 342, 323 of the Indian
Penal Code and 3/4 of Dowry Prohibition Act.

The basic accusation is of torture for non-

fulfillment of the dowry demand.

It is submitted by learned counsel for the petitioner that the petitioner admits his marriage with the informant and is ready to keep the informant as wife with full dignity and honour, statement to that effect has been made in paragraph 11 of the petition, which reads as follows:-

“That the petitioner is husband and ready to keep her wife with full dignity.”

Considering the present stand of the petitioner, let the above named petitioner be released on provisional anticipatory bail for one year 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 Chief Judicial Magistrate, Vaishali at Hajipur in connection with Mahua P.S. Case No. 393 of 2014, 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 one year 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)

DKS/-

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