

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.25262 of 2016**

Arising Out of PS.Case No. -144 Year- 2015 Thana -MAHILA P.S. District- BHOJPUR

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1. Sunil Rai S/o Basant Rai R/o village - Badki Sanadiya, P.S. Ara  
Mufassil, Distt. - Bhojpur

.... .... Petitioner/s

Versus

1. The State of Bihar  
2. Savita Devi W/o Sunil Rai, D/o Mohan Rai R/o vill. Birampur, P.S.  
Koilwar, Distt. - Bhojpur

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sunil Pathak, Advocate

For the Opposite Party/s : Mr. Uma Nath Mishra (App)

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

**ORAL ORDER**

2      21-06-2016

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 Sections 323, 498A,  
504/34 of the Indian Penal Code and 3/4 of the Dowry  
Prohibition Act.

The basis accusation is of torture for non-  
fulfillment of dowry demand.

It is submitted by learned counsel for the  
petitioner that petitioner admits the marriage with the  
informant and he is ready to keep the informant as wife  
with full dignity and honour. Statement to that effect has  
been made in para- 8 of the petition which reads as  
follows:-

“That he is ready to keep his wife

O.P. No. 2 with full dignity and honour.”

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 Sub-Divisional Judicial Magistrate, Ara, Bhojpur in connection with Bhojpur Mahila P.S. Case No. 144 of 2015, 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)**

P.K./-

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