

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.41107 of 2016

Arising Out of PS.Case No. -3699 Year- 2015 Thana -SAHARSA COMPLAINT CASE District-
SAHARSA

Bablu Ram Son of Bisho Ram, resident of Village- Pama Tola- Sirha, Ward
no. 1, O.P. - Patarghat, P.S. Sour Bazar, District- Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Nicky Devi daughter of Jay Narayan Ram, Wife of Bablu Ram, resident
of Village- Pama tola, Gounth, Ward No. 4, O.P.- Patarghat, P.S. Sour
Bazar, District- Saharsa.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amarnath Jha

For the Opposite Party/s : Mr. Sri Dashrath Mehta

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 20-09-2016

Heard learned counsels for the petitioner
and the State.

The petitioner being the husband of the
complainant is apprehending his arrest in a complaint case
wherein process has been directed to be issued after cognizance
being taken for the offences punishable under Section 498A of
the Indian Penal Code.

The basic accusation is of torture.

Learned counsel for the petitioner submits that the petitioner admits his marriage with the complainant and is ready to keep the complainant as wife with full dignity and honour. Statement to that effect has been made in paragraph 9 of the petition, which reads as follows:-

“That the petitioner is the husband and he is ready to maintain them well as per statuts. He is ready to keep and maintain the wife along with children with full dignity and honour.”

It appears from the impugned order that the application was disposed of since only summons were issued.

It is submitted by learned counsel for the petitioner that now bailable warrant of arrest has been issued.

In view of the present stand of the petitioner as gets reflected from the statement made in paragraph 9 of the petition, it is a case for consideration of prayer for bail, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Complaint Case No. 3699 of 2015 pending in the court of learned Judicial Magistrate, Ist Class, Saharsa. It is expected from the learned court below to dispose of the bail application of the petitioner

preferably on the same day.

Accordingly, this application is disposed of
with the above observation/direction.

(Dinesh Kumar Singh, J)

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