

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11789 of 2016

Arising Out of PS.Case No. -403 Year- 2015 Thana -HARSIDHI District-
EASTCHAMPARAN(MOTIHARI)

=====

Wazul Haque Ansari

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Pandey, Advocate

For the Opposite Party/s : Mr. S.N.Shukla(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-03-2016

Heard learned counsels for the petitioner 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 498A, 323, 506/34 of
the Indian Penal Code and 3/4 of the Dowry Prohibition Act.

Basic accusation is of torture for non-fulfillment of
dowry demand.

It is submitted by learned counsel for the petitioner
that the petitioner is the second husband of the informant and
since she failed to conceive, hence, lodged the present case. But
the petitioner is still ready to keep the informant as wife with
dignity and honour and has not performed second marriage. A
statement to that effect has been made in paragraph 8 of the

petition, which reads as follows :-

"That the petitioner is ready to keep his wife, it is relevant to state here that the allegation of second marriage by the informant is not true mere it is apprehension of the informant since she has refused to stay with petitioner. The petitioner has not performed second marriage. "

Considering the aforesaid facts, 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 CJM, East Champaran, Motihari, in connection with Harsidhi P.S. Case No.403/2015.

(Dinesh Kumar Singh, J)

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