

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12789 of 2016

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Deepu Chaudhary @ Deepu Kumar, Son of B.C. Choudhary, Resident of
Village- Basopatti Chand Sarai, P.S. Jandaha, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sanju Devi, Daughter of Thagan Rai, Resident of Village- Bardiha
Turki, P.S. Patepur, District- Vaishali.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nachiketa Jha

For the Opposite Party/s : Mr. Anusuiya Jaiswal(App)

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

ORAL ORDER

02/ 06-04-2016

The present application has been filed for
modification of order dated 12.08.2015 passed in Cr. Misc. No.
33361 of 2015 to the extent that now the petitioner is ready to
keep the complainant as wife with full dignity and honour.

The petitioner was granted provisional
anticipatory bail for six months in a complaint case wherein
processes were directed to be issued after cognizance being taken
for the offences punishable under Section 498A of the Indian
Penal Code since the petitioner denied the factum of marriage
when the learned court below was directed to conduct an enquiry
with regard to the factum of the marriage and on conclusion of the
same if it is found that the petitioner has not performed marriage

with the complainant then the provisional bail will be confirmed by the learned court below but in case the learned court below comes to a conclusion otherwise, the petitioner will surrender and pray for regular bail.

Since during enquiry it was found that the petitioner has performed marriage with the complainant, this Court is not inclined to interfere. But keeping in view of the present stand of the petitioner that he is ready to keep the complainant as wife with full dignity and honour, it is a case for consideration of prayer for regular bail, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Complaint Case No. C1-217 of 2015 pending in the court of learned Judicial Magistrate, Ist Class, Vaishali at Hajipur.

Accordingly, this modification application is disposed of.

(Dinesh Kumar Singh, J)

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