

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13258 of 2016

Arising Out of PS.Case No. -1627 Year- 2015 Thana -PURNIA COMPLAINT CASE District-
PURNIA

=====

Md. Akbar, son of Mansur, resident of Village-Chhedipur, P.S.-Amour,
District-Purnea

.... Petitioner/s

Versus

1. The State of Bihar
2. Seema Khatoon, wife of Md. Akbar, daughter of Md. Shameem,
resident of Village-Bangadah, P.S.-Amour, District-Purnea

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh

For the Opposite Party/s : Mr. Amrendra Prasad(App)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 28-03-2016

The petitioner being husband of the complainant is apprehending his arrest 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.

The basic accusation is of torture.

It is submitted by learned counsel for the petitioner on instruction that petitioner admits his marriage with the complainant and is ready to keep the complainant as wife with full dignity and honour. A statement to that effect has been made in para 10 of the petition which reads as follows:-

“That the petitioner being husband, he is always ready to keep opposite party no. 2 with full dignity.”

Considering the present stand of the

petitioner, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on provisional anticipatory bail for one year on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Purnea in connection with Complaint Case No. 1627 of 2015.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance, the petitioner will take the complainant to her matrimonial house to keep her as wife with full dignity and honour.

The provisional anticipatory bail of the petitioner will be confirmed by the learned Court below in three eventualities (i) On substantial restoration of the matrimonial harmony within a period of one year (ii) If the complainant fails to appear before learned Court below (iii) If the complainant is reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

Shageer/-

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