

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3454 of 2016

Arising Out of PS.Case No. -241 Year- 2013 Thana -BARAULI District- GOPALGANJ

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1. Santosh Kumar Sinha son of Shib Shankar Prasad Sinha resident of Baridih Basti, H.No 27, Lohiya Path, Ram Devi Niwas, P.S. Siddhgora, District - East Singhbhoom, Jamshedpur (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shambhu Sharan Singh

For the Opposite Party/s : Mr. D.P.Tiwary(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

5 29-08-2016

The petitioner being husband of the informant is apprehending his arrest in a case registered for the offences under Section 498A of the Indian Penal Code and $\frac{3}{4}$ of the Dowry Prohibition Act.

The basic accusation is of torture for non-fulfilment of dowry demand.

It is submitted by learned counsel for the petitioner that petitioner admits his marriage with the informant but it is the informant who deserted the petitioner and took away all her belongings in presence of her father. Hence, petitioner, at present is not in a position to keep the informant.

It is submitted by learned counsel for the informant that informant denies the factum of desertion as the informant is ready to resume the conjugal life and she had

made efforts earlier also to resume the conjugal life.

In view of the facts discussed above, there is no chance of the issue being resolved at present.

In the circumstance, let learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Barauli P.S. Case No. 241 of 2013, pending in the Court of learned Chief Judicial Magistrate, Gopalganj.

With the observations above, the application stands disposed of.

(Dinesh Kumar Singh, J)

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