

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34330 of 2016

Arising Out of PS.Case No. -876 Year- 2014 Thana -KHAGARIA COMPALINT CASE District-
KHAGARIA

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Nandan Sahni son of Maheshwar Sahni

.... Petitioner/s

Versus

The State of Bihar & Ors

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yogendra Kumar, Advocate.

For the Opposite Party/s : Mr. Yogendra Kumar Singh (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 26-09-2016

Petitioner being husband of the informant is

apprehending his arrest in a complaint case wherein process has been directed to be issued after cognizance was taken for the offences punishable under Section 498A/34 of the I.P.C and $\frac{3}{4}$ of the Dowry Prohibition Act.

Accusation is of torture for non-fulfillment of dowry demand.

It is submitted by learned counsel for the petitioner 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 9 of the petition which reads as follows:-

“9. That the petitioner is husband of alleged victim Rubi Kumari and he is ready to keep her with all dignity.”

Considering the aforesaid 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 six months** on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Khagaria in connection with Complaint Case No. 876C of 2014 subject to the conditions as laid down under Section 438(2) of the Cr.P.C

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 six months (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)

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