

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13964 of 2016

Arising Out of PS.Case No. -143 Year- 2015 Thana -KHAGARIA COMPALINT CASE District-
KHAGARIA

=====

Ajeet Paswan, son of Shri Bhushan Paswan, resident of Village-Cheria-
Bariyarpur, Police Station-Cheria-Bariyarpur, District-Begusarai

.... Petitioner/s

Versus

1. The State of Bihar
2. Punam Devi, wife of Ajeet Paswan, daughter of Ashok Paswan,
R/V-Shahar-Banni, P.S.-Alauli, District-Khagaria

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Smt. Sudha Ambastha

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

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 30-03-2016

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 7 of the petition which reads as follows:-

“That the petitioner is
husband of the complainant and he is always ready
to live with his wife with all dignity but well within
the ambit of his economical and social capacity,

provided she is ready to live within the means and status of the petitioner”

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 Sub-Divisional Judicial Magistrate, Khagaria in connection with Complaint Case No. 143C 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	
---	--	---	--