

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2557 of 2017

Arising Out of PS.Case No. -36 Year- 2016 Thana -MAHILA THANA District- BEGUSARAI

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1. Rahul Ranjan Son of late Rajendra Prasad Choudhary Resident of Mohalla- Lohiya Nagar, P.S.- Town, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

2. Ragini Devi Wife of Rahul Ranjan, Daughter of Jaglal Choudhary Resident of Mohalla- Laddu Akahara, Danka Imli, P.O.- Gulzarbag, P.S.- Alamganj, District- Patna-7

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam

For the Opposite Party/s : Mr. Sri Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

4 22-05-2017

Heard both sides.

The petitioner apprehends his arrest in Begusarai Mahila P.S. case No. 36 of 2016 registered under Section 498(A), 323 of the Indian Penal Code.

The informant named the petitioner and made allegation of demand of dowry and torture.

The learned counsel for the petitioner submits that petitioner never demanded any dowry nor tortured his wife. The petitioner did not get service on compassionate ground after death of his father and that is why his wife left the house and lodged the case. The petitioner is willing to keep his wife.

On the other hand, the learned counsel for the informant submits that wife is also willing to live with her



husband properly.

It appears that husband and wife are willing to live together.

In view of this fact, the above named petitioner is directed to surrender in the court below within four weeks from today and on such the court below shall grant provisional bail to the petitioner for six months on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-divisional Judicial Magistrate, Begusarai in Begusarai Mahila P.S. Case No. 36 of 2016.

The court below shall make all efforts for resolution of the dispute between the husband and the wife. If the dispute is resolved amicably between the parties, the provisional bail granted to the petitioner shall be confirmed. In case the dispute is not resolved, the court below shall pass orders on the prayer for provisional bail of the petitioner on its own merit in accordance with law immediately after six months.

(Prabhat Kumar Jha, J)

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