

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76701 of 2018

Arising Out of PS. Case No.-3812 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

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Rama Shankar Sharma, son of Sri Gopal Thakur, resident of Village-
Dhirachak, Police Station- Gardanibagh, District- Patna. Petitioner/s
Versus

1. The State of Bihar
2. Renu Kumari, daughter of Suraj Kuamr Sharma, wife of Rama Shankar
Sharma, resident of Village- Dhirachak, Post Office- Anisabad, Police
Station- Gardanibagh, District- Patna at present Mohalla- Indira Nagar,
Road No.07, Postal Park, Police Station- Kankarbagh, District- Patna.
... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rana Pratap Singh, Advocate
For the Opposite Party/s : Mr. Upendra Kumar, APP
For the Opposite Party no.2 : Mr. Rohit Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 19-12-2018 Heard learned counsel for the petitioner and the State
as well as opposite party no.2.

The petitioner apprehends his arrest in connection
with Complaint Case No. 3812 (C) of 2017 for the offence
under Sections 498A of the Indian Penal Code read with Section
4 of the Dowry Prohibition Act.

Learned counsel for the petitioner submits that the
petitioner is ready to keep his wife with full honour and dignity.

Learned counsel for the opposite party no.2 submits
that the opposite party no.2 (wife of the petitioner) is also
willing to stay with her husband (petitioner).

Considering the aforesaid, the petitioner named
above, in the event of arrest or surrender before the court below



within one month from today, is directed to be released on **provisional bail for a period of six months** on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Patna in connection with Complaint Case No. 3812 (C) of 2018 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure with the further condition that **one of the bailors should be the wife of the petitioner**, which is accepted by the learned counsel appearing on behalf of opposite party no.2.

After completion of six months, the court below will assess the relationship of husband and wife and if it is found that normalcy has been restored, the court below will make the provisional bail of the petitioner absolute.

(Anil Kumar Upadhyay, J)

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