

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4018 of 2019

Arising Out of PS. Case No.-139 Year-2017 Thana- PATNA COMPLAINT CASE District-
Patna

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Sunny Kumar, son of Late Parmeshwar Singh Resident of Village- Jiwanchak,
P.O.- Tope, P.S.- Shahjahanpur, District- Patna, Presently Residing at
Village/Mohallah- Tappukara, P.O.- Tappukara, Bhiwdi, P.S.- Tappu Kara,
District- Alwar (Rajasthan).

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Gitanjali Kumari, daughter of Sri Ramanand Singh Resident of Village-
Jiwanchak, P.O.- Tope, P.S.- Shahjahanpur, District- Patna, Pin Code-
801304.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rakesh Kumar
For the Opposite Party/s : Mr.Gulnar Begum

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 16-04-2019 The petitioner apprehends his arrest in connection with

Complaint Case No. 139 of 2017 registered under Section 498A

of the Indian penal Code and 4 of the Dowry Prohibition Act.

Allegation is of subjecting the O.P. No. 2 to cruelty and

harassment with respect to demand of Rs. One lac.

Submission of learned counsel for the petitioner is that

whole allegation is false and concocted and petitioner is ready

to keep her with full dignity and care.

Heard learned APP and learned counsel appearing on

behalf of the O.P. No. 2. It is submitted that she has no objection

in residing with the petitioner, if he is ready to keep her with full

dignity and care.



In such view of the matter, this application is disposed of with a direction to the petitioner to surrender before the court below on 06.05.2019 and file a petition with an affidavit that he is ready to keep his wife. On that day, O.P.No. 2 shall also remain present in court from where petitioner will take O.P.No. 2 to his house for keeping as wife with dignity and care. On which, the court below shall release the petitioner on provisional bail upon furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each; subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure, for a period of six months and watch the marital relationship and conduct of both parties by calling upon them on the first week of every two months. Once, it is satisfied that marital relationship and conduct of both parties are harmonious, provisional bail granted to the petitioner shall be confirmed, otherwise he is free to pass any order or orders which will be deem fit and proper including the cancellation of the bail bond of the petitioner.

(Vinod Kumar Sinha, J)

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