

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1351 of 2019

Arising Out of PS. Case No.-83 Year-2018 Thana- MAHILA P.S. District- Bhojpur

Gorakh Kumar son of Gupteshwar Singh, resident of village Bashagitiya,
P.S.Bikramganj, Rohtas.

... .. Petitioner/s

Versus

State Of Bihar and Anr

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar

For the Opposite Party/s : Mr.Sri Shyam Bihari Singh

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-01-2019 Heard the parties.

Petitioners seek pre-arrest bail in Bhojpur Mahila
P.S.Case No.83/18 registered under Section 498(A)/34 of I.P.C.
and Section 3/4 of D.P.Act.

Allegation against the petitioner is of torturing his
wife and demand of motor cycle and cash and due to non-
fulfillment of dowry demand subjecting to cruelty.

Submission on behalf of the learned counsel for the
petitioner is that wife is not ready to live with him and the
petitioner has already filed Matrimonial Case No.267/17 under
Section 9 of Hindu Marriage Act for restitution of his conjugal
life and he is ready to keep his wife with him.

Heard the learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances of the case, this application is disposed of with direction to the petitioner to surrender before the court below within six weeks from today and upon his so surrendering the learned court below shall release him on provisional bail for three months to his own satisfaction in Bhojpur Mahila P.S.Case No.83/18. In the meantime, the court below shall issue notice to the wife and try to conciliate them and after conciliation it is found that the petitioner is not at fault and he is ready to keep her his provisional bail shall be confirmed otherwise the court below may pass any other appropriate order.

(Vinod Kumar Sinha, J)

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