

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7512 of 2019

Arising Out of PS. Case No.-679 Year-2017 Thana- COMPLAINT CASE District- Jamui

Bhola Yadav, aged about 35 years (Male), Son of Baldeo Yadav, resident of
Village-Dhanuachi Auraia, P.S.-Bharoganj, District-Banka

... .. Petitioner

Versus

1. The State of Bihar
2. Hema Devi, aged about 30 years(female), Wife of Bhola Yadav and daughter
of Babulal Yadav, Resident of Village-Nagwey, P.S.-Simultalla, District
-Jamui

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr.Akash Raj, Adv.

For the Opposite Party/s : Mr.A.P.P.

Mr. Rajesh Kumar Sinha, Adv.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

- 3 04-04-2019 Heard Sri Akash Raj, learned counsel for the
petitioner, learned Addl. Public Prosecutor as well as Sri Rajesh
Kumar Sinha, learned counsel, who has appeared on behalf of
the complainant/Opp.Party no.2.

Earlier, by order dated 08.02.2019, while issuing
notice to Opp.Party no.2, a Co-ordinate Bench of this Court had
directed to release the petitioner on provisional bail. The
petitioner, husband of the complainant/Opp.Party no.2, has
prayed for grant of bail,in the event of his arrest or surrender in
complaint Case No.679C of 2017 registered under Section 498A
of the Indian Penal Code and Sections 3 /4 of the Dowry
Prohibition Act.



Learned counsel for the petitioner submits that the petitioner is still ready to keep Opp.Party no.2 as wife with full dignity and respect.

Learned counsel for the complainant agrees for the same, but he requests for directing the petitioner to make some payment for maintenance.

It is difficult to understand that once the petitioner (husband) is ready to keep Opp.Party no.2 with him with full dignity and respect as wife, what is the reason for asking such indulgence. In such situation, I am of the opinion that the provisional bail, earlier granted to the petitioner, is required to be confirmed.

Accordingly, the provisional bail granted to the petitioner by order dated 08.02.2019 is hereby confirmed on the same bail bond, which he had executed at the time of granting provisional bail.

(Rakesh Kumar, J.)

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