

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8785 of 2019

Arising Out of PS. Case No.-876 Year-2017 Thana- VAISALI COMPLAINT CASE District-
Vaishali

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Ramesh Rai @ Ratnesh Kumar, aged about 24 years, Male, S/o Harendra Rai, resident of village-Bakarpur (Suknipur) Sarmastpur, P.S-Rajapakar, District Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Gita Devi, aged about 23 years, Female, W/o Ramesh Rai, Resident of Village Bakarpur (Suknipur) Sarmastpur, P.S-Rajapakar, Distt.-Vaishali. At present D/o Daroga Rai, village-Baikunthpur P.O and P.S-Rajapakar, Distt.-Vaishali.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjan Kumar
For the Opposite Party/s : Mr.Lalan Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 14-02-2019 Heard both sides.

Petitioner apprehends his arrest in Complaint Case No.876 of 2017 for the offence allegedly committed by the petitioner under Section 498A of the Indian Penal Code and under Section 4 of the Dowry Prohibition Act.

The complainant alleged that the petitioner being the husband of the complainant assaulted her due to non-fulfillment of demand of dowry.

Learned counsel for the petitioner submits that the marriage was solemnized in the year 2013. The complainant made vague allegation. She does not want to live with the petitioner. Petitioner is still ready to keep his wife.



Taking into consideration the fact that the petitioner is ready to keep his wife, petitioner is directed to surrender in the court below within four weeks from the date of receipt of this order and on such the learned court below shall enlarge the petitioner on provisional bail for four months on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Hajipur (Vaishali) in connection with Complaint Case No.876 of 2017. Thereafter the learned court below shall make efforts for resolution of the dispute between the husband and wife. If the petitioner keeps his wife properly, the provisional bail granted to the petitioner shall be confirmed. If the petitioner fails to keep his wife properly and with all owner and dignity, the learned court below shall pass order on the provisional bail of the petitioner in accordance with law immediately after lapse of four months.

(Prabhat Kumar Jha, J)

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