

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10360 of 2019

Arising Out of PS. Case No.-205 Year-2018 Thana- GURARU District- Gaya

Manjesh Kumar, son of Late Ram Briksh Prasad, Resident of Village-Rupdeo Bigha, Police Station-Ghoshi, District-Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No2

For the Opposite Party/s : Mr.Pranav Kumar

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 22-02-2019 Heard learned counsels for the petitioner and the State.

The petitioner, being the husband of the informant is apprehending arrest in a case registered for the offences punishable under Sections 323, 341, 498A and 506/34 of the IPC.

The prosecution case, as per the written report of Nirmala Devi, dated 03.11.2018, submitted to the Station House Officer, Guraru Police Station, is to the effect that the marriage of the informant was performed with the petitioner on 19.06.2010, but subsequent to the marriage, further demand of dowry of Rs. 2 lacs was made and due to non-fulfillment of the same, torture was inflicted upon the informant by the petitioner and other in-laws family members.



Learned counsel for the petitioner submits that the petitioner admits his marriage with informant and he is ready to keep the informant as wife with full dignity and honour, statement to that effect has been made in paragraph no. 8 of the petition, which reads as follows:-

“That the petitioner is ready to keep the informant with full dignity and honour”

Considering the present stand of the petitioner, let the above named petitioner be released on provisional anticipatory bail for six months in the event of arrest/surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-V, Gaya in connection with Guraru P.S. Case No. 205 of 2018, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

Let the learned Court below issue notice to the informant and on her appearance, the petitioner will take the informant to keep her as wife with full dignity and honour.

The provisional bail of the petitioner will be confirmed by the learned Court below in three eventualities, (i) if the matrimonial harmony is substantially restored, or (ii) if the informant fails to appear before the learned Court below, or (iii)



if the informant deliberately gets reluctant to reconcile the issue.

(Dinesh Kumar Singh, J)

Amrendra/-

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