

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22083 of 2019

Arising Out of PS. Case No.-895 Year-2017 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

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MD. NASHIM MANSURI @ MD. NASHIM Son of Bhola Nadaf Resident
of Village - Pastan, P.S.- Andhara - Thadhi, District - Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Rehana Khatun Daughter of Md. Nazir Mansuri Resident of Village -
Kulhariya, P.S.- Babubarhi, District - Madhubani

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Subhash Kumar Jha, Adv.
For the Opposite Party/s	:	Mr.Pawan Kumar Chaurasia, APP
For O.P. No. 2	:	Mr. Gagan Deo Yadav, Adv.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 31-07-2019 This application, for grant of anticipatory bail, arises

out of C.R. Case No. 895 of 2017, disclosing offences under

Section 341, 323, 379, 498(A) of the Indian Penal Code.

Earlier a coordinate Bench of this court vide order
dated 08.04.2019 has granted provisional bail to the petitioner
while issuing notice to opposite party no. 2.

Petitioner happens to be husband of the complainant
and allegation against him is of subjecting the complainant to
cruelty in connection with demand of dowry.

Submission of learned counsel for the petitioner is
that all the allegations are false and concocted and he is still
ready to keep the informant with full honour and dignity. It has



also been submitted that though the petitioner was earlier granted provisional bail but he did not furnish the bail bonds.

Heard learned A.P.P. as well as learned counsel for the complainant. Learned counsel for the complainant has submitted that the complainant is also ready to live with the petitioner, if she is kept with full honour and dignity as a wife.

Having heard both sides, considering the facts and circumstances of the case, this application is disposed of with direction to the petitioner and the complainant to appear before the concerned court below on 13.08.2019 and if the petitioner files a petition that he is ready to keep the complainant with himself with full honour and dignity and if he is willing to take the complainant with himself from the court itself, the court below shall release him on provisional bail for a period of six months and in the meantime, the court below will watch the conduct of the parties by calling the complainant and petitioner in the third week of each month for a period of six months and after six months, if the court below is satisfied with the conduct of the parties especially the conduct of the petitioner, he will confirm the provisional bail of the petitioner otherwise, he is free to pass any order as he deems fit and proper in accordance with law including cancellation of provisional bail of the



petitioner.

It is also made clear if the court below notices the laches on the part of complainant and if she is not willing to reside with the petitioner in that situation also, the court below shall confirm the provisional bail of the petitioner.

With the above observation, this application is disposed of

(Vinod Kumar Sinha, J)

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