

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37558 of 2019

Arising Out of PS. Case No.-1357 Year-2016 Thana- COMPLAINT CASE District- Jamui

UMESH PANDIT Son of Shyam Sundar Pandit, Resident of Village- Shivdih,
P.S.- Sikandra, District- Jamui.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kavita Devi W/o UmeshPandit, Resident of Village- Sikandra, District-
Jamui. At present Address D/O Chandra Pandit, Resident of village-
Bhaluka, P.O. and P.S. Barhat, District- Jamui.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar Sinha
For the Opposite Party/s : Mr.Shantanu Kumar

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 23-08-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection
with Complaint Case No. 1357c/2016 registered for the offence
punishable under Sections 498A of the Indian Penal Code and
Section 3/4 of the Dowry Prohibition Act.

Learned counsel for the petitioner submits that the
petitioner is willing and ready to keep his wife with full honour
and dignity and has filed a case of restitution of conjugal rights
before the Principal Judge, Jamui, but the opposite party is not
co-operating in the same. He further submits that if the opposite
party comes back to her matrimonial home, he will not indulge
in any act that will cause any mental torture to the opposite



party and, therefore, he may be extended the privilege of anticipatory bail.

Considering the submissions advanced by the learned counsel for the petitioner, let the petitioner above named be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Jamui, in connection with Complaint Case No. 1357c/2016, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

It is made clear that in case, the opposite party returns to her matrimonial home and there is incident of any overt-act which leads to further mental torture, it shall be open to the opposite party to approach this Court for cancellation of bail.

(Anjana Mishra, J)

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