

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43558 of 2019

Arising Out of PS. Case No.-106 Year-2016 Thana- COMPLAINT CASE District- Banka

Sudhir Mandal, Aged about 27 years, Male, Son of Upendra Mandal, Resident of Village Kalikapur, P.S. Goradih, District Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sabita Devi, Aged about 23 years, Female, Daughter of Upendra Mandal, Resident of Village Mouza Pashana, Tola Motanga, P.S. Dhoraiya, District Banka. Husband Sudhir Mandal, Resident of Village Kalikapur, P.O. Nadiyama, P.S. Goradih, District Bhagalpur (Bihar).

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Nandad Prasad
For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 16-07-2019 Heard both sides.

Petitioner apprehends his arrest in Complaint Case No.106 of 2016, registered under Section 498(A) and other sections of the Indian Penal Code and 3 and 4 of the Dowry Prohibition Act.

Learned counsel for the petitioner submits that the petitioner is ready to keep his wife with all honour and dignity and on account of some petty dispute, his wife left her house.

Taking into consideration that the petitioner is willing and ready to keep his wife with all honour and dignity, 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., Banka in connection with Complaint Case No.106 of 2016, subject to the conditions laid down under Section 438(2) of the Cr.P.C. Thereafter the learned court below shall make efforts for resolution of the dispute between the husband and the wife. If the petitioner keeps his wife with all honour and dignity, the provisional bail granted to the petitioner shall be confirmed. If the petitioner fails to keep his wife with all honour and dignity without the fault of the wife, the learned court below shall pass order on provisional bail of the petitioner after lapse of four months in accordance with law.

(Prabhat Kumar Jha, J)

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