

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.19193 of 2019**

Arising Out of PS. Case No.-579 Year-2018 Thana- SARAIYA District- Muzaffarpur

RAJGIR KUMAR RAJAK Son of Lal Babu Baitha Resident of Village -  
Bakhra P.S.- Saraiya, District - Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Savitri Devi Wife of Rajgir Kumar Rajak D/o- Yugal Rajak, Resident of Village - Baijnathpur, P.S.-Vaishali, District - Vaishali.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ravi Ranjan

For the Opposite Party/s : Mr.Akhileshwar Dayal

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA  
ORAL ORDER**

4      07-01-2020

This application, for grant of anticipatory bail, arises out of Saraiya P.S. Case No. 579 of 2018, disclosing offences under Section 341, 323, 504, 506, 498(A), 34 and 494 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

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

Submission of learned counsel for the petitioner is that all the allegations are false and earlier to filing of the present case, a divorce case has been filed by the petitioner and only after that the present false and concocted case has been



filed. However, in spite of that he is still ready to keep the informant with full honour and dignity.

Heard learned A.P.P. as well as learned counsel for the informant. Learned counsel for the informant has submitted that the informant 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 informant to appear before the concerned court below on 03.02.2020 and if the petitioner files a petition that he is ready to keep the informant with himself with full honour and dignity and if he is willing to take the informant with himself from the court itself, the court below shall extend the provisional bail already granted to the petitioner vide order dated 29.03.2019 for a further period of six months to his own satisfaction and in the meantime, the court below will watch the conduct of the parties by calling the informant and petitioner in the first 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, specially the conduct of petitioner, he will confirm the provisional bail of the petitioner otherwise, he is free to pass any order as he deems fit and proper including cancellation of



provisional bail of the petitioner.

It is made clear that during the period of provisional bail, the petitioner shall not press the application for divorce before family court and once the dispute is reconciled between the parties, he will withdraw the divorce case.

With the above observation, this application is disposed of .

**(Vinod Kumar Sinha, J)**

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