

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62683 of 2019

Arising Out of PS. Case No.-192 Year-2019 Thana- ARA MUFFSIL District- Bhojpur

=====

PRAKASH KUMAR Son of Late Lallu Singh Resident of Mohalla -
Bahadurpur, P.S.- Bahadurpur, P.O.- Rajendra Nagar, Patna.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Kanchan Kumari Wife of Prakash Kumar Resident of Mohalla - Bahadurpur,
P.S.- Bahadurpur, P.O.- Rajendra Nagar, Patna present address- daughter of
Ram Kumar Singh, Bashmanpur, P.S.- Arrah (Muffasil) Dhobhan O.P.,
District - Bhojpur.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Kumar Binode Bariar
For the Opposite Party/s : Mr.Akshay Lal Pandit

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 09-01-2020 Heard learned counsel for the parties.

Petitioner is apprehending his arrest in connection with
P.S.Arrah (Mu.) Dhobahan O.P.Case No.192 of 2019 , registered
for offences punishable under Sections 341, 323, 506, 498A/34
of the Indian Penal Code and Section 3/4 of the D.P.Act.

As per FIR, there is allegation against the petitioner, who
happens to be husband of the informant of demand of one Bullet
Motorcycle as dowry and for that assaulting her and torturing
her.

Submission of the learned counsel for the petitioner is
that the petitioner is ready to keep her with dignity and care if
she is ready to reside with him and on her appearance the matter



was sent for mediation but the mediation has failed but the learned counsel for the petitioner has again stated that the petitioner is still ready to keep her.

Heard learned A.P.P. and the learned counsel for the O.P.No.2 (informant) who has also submitted that she is ready to reside with the petitioner and her in-laws if she is allowed to live with the dignity and care and not subjected her to cruelty..

Having heard both sides and in view of stands of the parties, let the petitioner surrender on 23.1.2020 on that day O.P.no.2 shall also appear in the court below and on appearance of both the parties and on filing of the affidavit by the petitioner that he will take her from the court below itself and will keep her with dignity and care, the petitioner shall be released on provisional bail in connection with Arrah (Mu.) Dhobahan O.P. P.S.Casae No.192 of 2019 for a period of six months and during that period, both the parties have to appear before the learned court below in the second week of each month so that the learned court below may watch the conduct and matrimonial relationship between the parties an once being satisfied with the conduct of both the parties and their matrimonial relationship especially the conduct of the petitioner, the bail bond of the petitioner shall be confirmed otherwise the learned court below



is free to pass any other order or orders as he deems fit and proper including cancelling the bail bond of the petitioner. It is needless to say that if O.P.no.2 does not appear on the date fixed, or she is not ready to reside with the petitioner, the petitioner shall be released on bail by the learned court below.

With the above direction, this application is disposed of.

(Vinod Kumar Sinha, J)

chn/-

U		T	
---	--	---	--

