

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84232 of 2019

Arising Out of PS. Case No.-1256 Year-2013 Thana- GAYA COMPLAINT CASE District-
Gaya

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Md. Knowledge @ Md. Navlesh, aged about 35 years, Male, Son of Md. Shamshuddin, Resident of Village Bhindaspur, P.S. Belanganj, District Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Najia Khatoon, D/o Md. Shamshuddin, W/o Md. Knowledge, Resident of Village Daboo, P.S. Chandauti, District Gaya.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sudhir Kumar Sinha

For the Opposite Party/s : Mr.Suman Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 18-06-2020 Heard both sides through video conferencing.

The petitioner apprehends his arrest in Complaint Case No.1256 of 2013, registered under Sections 323, 504, 498(A) of the Indian Penal Code and under Sections 3/4 of the Dowry Prohibition Act.

Learned counsel for the petitioner at the outset of the argument submits that the petitioner is ready to keep his wife with all honour and dignity.

Learned counsel appearing on behalf of the complainant submits that the complainant is willing to restore conjugal rights provided her husband keeps her properly.

Having considered the facts that the husband and the



wife are willing to restore their conjugal relation, the 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 six 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., Gaya in connection with Complaint Case No.1256 of 2013, 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 dispute is resolved amicably, the learned court below shall confirm the provisional bail granted to the petitioner. If the dispute is not resolved amicably and the petitioner is not ready to keep his wife, the learned court below shall pass order on the provisional bail immediately after expiry of six months.

(Prabhat Kumar Jha, J)

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