

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.65198 of 2021

Arising Out of PS. Case No.-769 Year-2018 Thana- COMPLAINT CASE District- Banka

SHANKAR DAS Son of Chakku Das Resident of Village - Dahgilwa, P.S. Chandan, District – Banka. Petitioner/s

Versus

1. The State of Bihar
2. Soni Devi W/o Shankar Das Resident of Village - Dahgilwa, P.S. Chandan, District - Banka. At present Soni Devi, D/o Sita Das, Resident of Village- Tahakwani, P.S. Chandan, District- Banka. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda, Adv

For the Opposite Party/s : Mr.Md. Shakir Ahmad,APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL ORDER

2 10-12-2021 Let the defect (s) be removed within two weeks of the complete start of the physical Court.

Heard the parties in virtual Court.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 323,498(A) of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

This is a case under Section 498A of the Indian Penal Code. Petitioner is ready for settlement of dispute with opposite party No.2, who is wife of the petitioner.

Considering the background and nature of allegation of commission of offence under Section 498A of the Indian Penal Code, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on



provisional anticipatory bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Complaint Case No.769 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as subject to the following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned court below.

(b) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall attend the Court on each and every date till confirmation of provisional bail.

(d) The Court-below shall notice both the parties for amicable settlement and if the petitioner would be found cooperative; the Court-below shall confirm the provisional bail.

Accordingly, this application stands disposed of.

(Birendra Kumar, J)

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