

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.41340 of 2012

=====

Umesh Gupta

.... Petitioner/s

Versus

State Of Bihar & Anr

.... Opposite Party/s

=====

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 30-11-2012

Petitioner being husband is apprehending his arrest in a complaint case in which cognizance has been taken under Sections 498A of the I.P.C.

The basis accusation is of torture.

It is submitted by learned counsel for the petitioner that petitioner is ready to keep the complainant as wife with full dignity and honour, hence the accusation is not being deliberated.

Considering the present stand of the petitioner, let the petitioner namely Umesh Gupta, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on provisional anticipatory bail for one year, on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Siwan in

connection with Complaint Case No. 2517 of 2011.

Let learned Court below issue notice to the complainant and fix a date for her appearance. On appearance of the complainant, the petitioner will take the complainant to her matrimonial house to keep her as wife with full dignity and honour.

The provisional anticipatory bail of the petitioner will be confirmed by the learned Court below on substantial restoration of the matrimonial harmony within a period of one year, or if the complainant deliberately refuses to reside with the petitioner.

(Dinesh Kumar Singh, J)

Shageer/-