

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43712 of 2014

Arising Out of PS.Case No. -252 Year- 2012 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

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Dharmendra Thakur S/O Late Daroga Thakur Resident of Village- Dumri,
P.S.- Sugauli, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar
2. Priyanka Thakur D/o Chitranjan Thakur vill. Tajpur Patkhaulia, P.S.
Kesariya, East Champaran

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar
For the Opposite Party/s : Mr. P.K. Chourasiya (App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

3 29-07-2015 Heard Mr. Anshul for the petitioner, Mr. Sinha for
the informant and the learned APP for the State.

The petitioner being the husband is facing
accusation(s) punishable under section 498A of the Penal
Code. The allegation is that several years after the marriage
she was coerced to get some more dowry and on non
fulfillment thereof was tortured and ousted from the
matrimonial home.

Counsel for the petitioner submits that concocted
allegations have been leveled against him. The wife is not
agreeable to live with the petitioner. One fact is however



evident that the informant(wife) is not living with the petitioner and the wedlock has produced two sons who are living with the informant. It has further been submitted that for securing the privilege of anticipatory bail the petitioner would be agreeable to pay certain amount as interim maintenance subject to any order passed in the Maintenance Case No.101/2013 or the resolution of the dispute between them.

Considering the above, I direct the petitioner as a condition of bail to pay interim maintenance in the sum of Rs. 2000/- to the informant and to continue to pay regularly the said amount per month either by depositing in the court where the matter is pending and/or in the civil court under receipt to be withdrawn by the wife or by crediting the said amount in the saving bank account of the informant. With the aforesaid condition, it is directed that in the event of arrest/surrender within four weeks from today, the petitioner shall be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction Judicial Magistrate, 1st Class, Motihari in Kesariya P.S. Case No. 252 of 2012 on condition that one of the bailors shall be his own/close family member. Along

with the bail bonds the petitioner shall produce document(s)/receipt to show deposits/payment of Rs. 2000/- to the informant as interim maintenance for the month of July, 2015. In case of default in doing so, the informant shall have liberty to seek cancellation of bail of the petitioner in the court below itself.

(Kishore Kumar Mandal, J)

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