

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38597 of 2014

Arising Out of PS.Case No. -407 Year- 2012 Thana -MADHUBANI COMPLAINT CASE District-
MADHUBANI

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Ram Pravesh Mandal, son of Ram Kumar Mandal, resident of village
Belahi (East), P.O. Parwa, P.S. Jay Nagar, district Madhubani
Petitioner

Versus

1. The State of Bihar
2. Mamta Kumari Devi, wife of Ram Pravesh Mandal, resident of village
Belahi (East), P.O. Parwa, P.S. Jay Nagar, district Madhubani at present
Mamta Kumari Devi, daughter of late Moti Lal Mandal, resident of
village Nowa Khor Prasahi-2, P.S. Suganikas, district Dhanusha (Nepal)
.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Manish Kumar No 13, Adv.
For the Opposite Party : Mr. Shantanu Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

3 20-04-2015 Heard the learned counsel for the petitioner
and the State.

This is a petition for grant of anticipatory
bail for offence under Sections 498A, 341 and 323 of
the Penal Code.

There is allegation of assault and attempt
to kill the victim by sprinkling kerosene oil. The
learned counsel for the petitioner, however,
contends that the petitioner is ready to keep the
victim with due dignity. He has, further, stated in
his petition that the victim is not ready to live with
the petitioner being short temper.

Hence, having regard to the facts and
circumstances of the case, the petitioner, above
named, in the event of his arrest or surrender,

within four weeks from the date of receipt of this order, is directed to be released on **provisional anticipatory bail for four months** on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with the **C.R. No. 407 of 2012** to the satisfaction of the **Subdivisional Judicial Magistrate, Madhubani**, subject to the condition that either the petitioner will keep the victim-wife with due dignity or if, for any reason, the victim-wife is not ready to live with the petitioner, then, the petitioner shall pay Rs.1200/- per month as maintenance till higher amount decided by the competent Court and breach of any of the conditions shall be a ground for cancellation of the bail bond of the petitioner by the lower Court, itself.

After four months, the Court below, on being satisfied that the petitioner is keeping his victim-wife with full dignity, shall confirm the provisional anticipatory bail.

(Gopal Prasad, J)

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