

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46783 of 2014

Arising Out of PS.Case No. -34 Year- 2014 Thana -MAHILA P.S. District- SEKHPURA

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1. Lalo Yadav @ Lallan Yadav S/o Chhote Lal Yadav vill. + P.O. Cheron,
P.S. Sarmera, Distt. - Nalanda

.... Petitioner/s

Versus

1. The State of Bihar
2. Shanti Devi W/o Lalo Yadav @ Lallan Yadav, D/o Naresh Yadav vill. -
Manjouri, P.S. Mehush, District - Sheikhpura

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Parasmani
For the Opposite Party/s : Mr. Kanhaiya Kishore(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 14-09-2015 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner apprehends his arrest in connection
with Sheikhpura P.S. Case No. 34 of 2014 registered for the
offences punishable under Sections 498(A), 494/34 of the
Indian Penal Code.

Learned counsel for the petitioner submits that
informant does not want to live with the petitioner. However,
petitioner is ready to keep the informant with full dignity and
honour.

Learned counsel for the informant submits that
petitioner has remarried and used to subject mental torture to
her, as a result of which, she was compelled to leave her
matrimonial home.

Considering the nature of allegation and counter allegation and also the fact that divorce case is pending, the petitioner is directed to deposit 15,00/- (fifteen hundred) per month in the court below by the 10th of each month beginning from today by way of interim arrangement so that the opposite party no. 2 is able to sustain herself. In the event, petitioner depositing the aforesaid amount by the end of this month, let the petitioner, in the event of his arrest or surrender before the Court below within a period of three weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Sheikhpura in connection with Sheikhpura Mahila P.S. Case No. 34 of 2014, subject to the conditions as laid down under Section 438 (2) of the Cr. P.C.

However, it is made clear that if the petitioner fails to deposit the aforesaid amount for two consecutive months, it will be open for the opposite party no. 2 to seek modification of the present order.

(Anjana Mishra, J)

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