

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39822 of 2014

Arising Out of PS.Case No. -669 Year- 2013 Thana -MUZFFARPUR COMPLAINT CASE District-
MUZAFFARPUR

=====

Raja Rai Son of Babu Rai Resident of Village - Kachchi Pakki Chowk,
Ratwara, P.S.- Sadar, District- Muzaffarpur Petitioner
Versus

1. The State of Bihar
 2. Rangila Kumari Wife of Raja Rai Daughter of Sri Shankar Rai Resident
of Village - Kachchi Pakki chowk, Ratwara, P.S.- Sadar District -
muzaffarpur, at present resident of village- Mushahari, gaushala, P.S.-
Mushahari, District -Muzaffarpur Opposite Party
- =====

Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Karn

For the Opposite Party/s : Mr. Indu Kumari Srivastava(App)

=====

CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

4 02-07-2015 Heard learned counsel for the petitioner and the
respondents.

The petitioner apprehends his arrest in a case under
sections 498A/34 IPC and 4 of the Dowry Prohibition Act on
the allegation that he committed torture for non-fulfilment of
dowry by respondent no.2. The Complainant has also filed
divorce case.

The petitioner denies the allegation and submits that
he is willing to keep respondent no.2 with care and affection.
However, he is also ready to pay her maintenance, subject to the
decision in the divorce case said to be filed by her.

The complainant states that she has no objection to
granting bail to the petitioner if he regularly pays her

maintenance till the disposal of the divorce case.

In the circumstances, the petitioner is allowed bail in the event of arrest on furnishing bail bond to the satisfaction of the Sub Divisional Judicial Magistrate (East), Muzaffarpur in Complaint case no. 669 of 2013, corresponding to Trial No. 2092 of 2014 on the following condition:-

The petitioner would regularly pay maintenance amount of Rs.750/- per month by the 15th of subsequent month in the bank account of respondent no.2 (Rangila Kumari W/o Raja Rai and D/o Sri Shankar Rai) till fixation of interim maintenance or judgment in the divorce case. In case of default, it will be open for the court below to cancel the bail bond.

Shashi.

(Samarendra Pratap Singh, J)

U		T	
---	--	---	--