

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.15435 of 2019**

Arising Out of PS. Case No.-291 Year-2018 Thana- PUNPUN District- Patna

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Suman Kumar Bhaskar S/o Tapeswar Prasad R/o Village- Mohanpur, P.S.-  
Punpun, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Namita Kumari W/o Suman Kumar Bhaskar, D/o Vinay Ram R/o Village-  
Chandura, P.O. - Jattdumari, P.S.- Punpun, Dist. Patna.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Surendra Kumar Mishra, Advocate  
For the Opposite Party/s : Mr.Nagendra Prasad, APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

6      17-02-2020                      Heard learned counsel for the parties.

The petitioner, husband of Opposite Party No. 2 apprehends his arrest in **Punpun P.S. Case No. 291 of 2018** registered for the offence punishable under Section 341, 323, 494, 498(A) and 504 of the Indian Penal Code and section 3/4 of the Dowry Prohibition Act.

Earlier, vide order dated 05.08.2019, the matter was sent to Mediation Centre of Patna High Court for settlement of dispute between the parties. Thereafter, vide order dated 05.11.2019, two months further time was extended for settlement of dispute. In pursuance thereof, Mediator's report has been received which is kept at flag 'N'. From perusal of



Mediator's report dated 12.12.2019, it appears that mediation has failed.

Learned counsel for the petitioner submits that at this juncture, the petitioner is ready to give maintenance amount of **Rs. 7,500/- (seven thousand five hundred) per month** to Opposite Party No. 2, starting from this month.

In view of the undertaking of learned counsel for the petitioner that petitioner is ready to give maintenance amount of **Rs. 7,500/- (seven thousand five hundred) per month**, the petitioner above-named, in the event of his arrest/surrender within a period of six weeks from today, 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 learned **Judicial Magistrate Ist Class, Masaurhi (Patna)** in connection with **Punpun P.S. Case No. 291 of 2018** on the following conditions:

(1.) Opposite Party No. 2 would file an affidavit before the court below and bring on record her Saving bank account number for its communication to the petitioner.

(2.) Petitioner would deposit the aforesaid maintenance amount per month in the Saving bank account of the Opposite Party No. 2.



(3.) In case, the petitioner fails to deposit the maintenance amount for two consecutive months, the court below would be at liberty to cancel the bail bond.

(4.) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(5.) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(6.) The aforementioned payment will be subject to any order passed in matrimonial, maintenance or connected proceedings. The present order, in no way, will preclude the parties to resolve the issue otherwise.

**(Prabhat Kumar Singh, J)**

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