

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6664 of 2020

Arising Out of PS. Case No.-1659 Year-2017 Thana- SASARAM NAGAR District- Rohtas

PAWAN SONKAR @ PAWAN KUMAR SONKAR @ GOLU Son of Late
Mr. Pancham Sonkar, Resident of Village - Saraiya, House No.39/153, N-2,
Lath Bhairav, Police Chowki, P.S.- Jathpura, Distt.- Varanasi (U.P.)

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Shiwani Devi Wife of Pawan Sonkar D/o Mr. Mahendra Sonkar, Presently
Resides of Village - at Fazalganj, Ward No.10, P.O.- Sasaram, P.S.- Sasaram
(Model), Dist.- Rohtas.

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Siddharth Harsh, Advocate
For the Opposite Party/s :	Ms.Pronoti Singh, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

8 01-11-2021 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends his arrest in a case registered
under Section 498A of the Indian Penal Code and Section 3/4 of
the D.P. Act.

Informant has alleged in her written complaint that
she was married to petitioner on 29.04.2017 and gifts and
presents were given to her in laws at the time of marriage. After
marriage she was subjected to torture for non-fulfillment of
demand of dowry and she was forcibly sent to her parental
home where she is residing with her parents.

Petitioner alleges that informant deserted him. He is also ready to keep the informant with him in her matrimonial home with dignity and honour for which he has already filed a case under Section 9 of the Hindu Marriage Act before the Family Court. In the court below statement of the informant was recorded that on account of torture and assault she is not in a position to live with the petitioner. However, no case for maintenance under Section 125 of Cr.P.C. has been filed by the informant.

Considering the facts and circumstances of the case, prayer of anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, Petitioner is directed to be released on bail on furnishing bail bonds of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Rohtas at Sasaram in connection with Sasaram (Model) P.S. Case No. 1659 of 2017 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure with further condition:-

Petitioner shall pay a maintenance of Rs. 3000/- per month to the informant till any

order for maintenance is passed by family court/competent court and on his failure to pay maintenance for two consecutive months his bail bond shall be cancelled by the trial court.

(S. Kumar, J)

Rajiv/veena-

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