

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2355 of 2021

Arising Out of PS. Case No.-1039 Year-2016 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

MD. MEER ALAM @ GABBAR, S/o MD. QAIYOOM Resident of Village -
Chainpur Bangra, P.S. - Maniyari, District - Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nazani Khatoon W/o Md. Meer Alam @ Gabbar, D/o Late Ibnul Hasan,
Resident of Village - Loma, P.S. - Gaighat, District - Muzaffarpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Chandra Shekhar Anand, Adv.
For the State	:	Mrs.Renuka Ratnakar, APP
For the Opposite Party/s	:	Mr.Abhay Kumar, Adv.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 06-09-2021 Heard the parties through virtual Court proceedings.

Vide order dated 10.03.2021, the petitioner was
granted provisional bail.

Learned counsel for the petitioner has filed
supplementary affidavit in which it is stated that by the order
dated 10.03.2021, the petitioner was granted provisional bail,
but again remanded in judicial custody on the basis of warrant
issued by the learned Principal Judge, Family Court,
Muzaffarpur in maintenance case filed by the Opposite Party
no.2. The petitioner moved before the court below for grant of
bail and accordingly bail has been granted to him and the
petitioner came out from the jail in the month of April, 2021.



The question of payment of maintenance amount is not justified by the Opposite Party. Because, when a person remain in judicial custody and in the meantime any such amount fixed by the learned Principal Judge, Muzaffarpur could not be paid.

In the aforesaid facts and circumstances of the case, the provisional bail granted to the petitioner above named vide order dated 10.03.2021 is hereby confirmed.

(Anjani Kumar Sharan, J)

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