

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6142 of 2022

Arising Out of PS. Case No.-180 Year-2021 Thana- KUNDWACHAINPUR District- East
Champaran

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Santosh Kumar, Son Of Ram Ekbal Mahto R/O Village- Bahadurpur, P.S.-
Kundwa Chainpur, Dist.- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anchala Kumari Wife Of Santosh Kumar, D/O Rameshwar Mahto At
Present R/O Village- Purnahiya, P.S.- Ghorasahan, Dist.- East Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Madhurendra Kumar
For the Opposite Party/s :	Mr. Rana Randhir Singh
	Mr. Abhishek Kumar
	Ms. Rashmi Jha
	Mr. Sharad Kumar Verma

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 22-09-2022 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The learned counsel for the petitioner submits that the
petitioner and the informant are present in the Court in
compliance of the order dated 08.09.2022 along with their
respective learned counsels.

The petitioner, who is present personally, submits that
he is willing to pay monthly maintenance of Rs.7,000/- to the
informant and Rs.3,000/- as monthly maintenance for the child
Aman Kumar.

The informant, who is present in the Court, submits



that the maintenance amount which the petitioner will pay to her and the child will be subject to the outcome of the maintenance case which she has already been preferred before the learned Family Court, Motihari, East Champaran.

The learned counsel for the petitioner at this stage submits that the informant be asked to provide her account number on the whatsapp number of the petitioner to which, the learned counsel for the informant and the informant submits that today only they will be providing the account number on the whatsapp of the petitioner.

The learned counsel for the petitioner on instruction submits that petitioner will start paying the monthly maintenance from 01.10.2022 till the maintenance case as aforesaid is not decided by the learned Family Court.

In view of the submissions made by the learned counsel for the parties, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Kundwa Chainpur P. S. Case



No.180 of 2021, subject to the conditions laid down under
Section 438(2) of the Cr.P.C.

However, in the event, if an application is filed by the
informant before the learned trial Court with documentary
evidence on record that the petitioner consecutively for two
months has not paid the maintenance amount, the learned trial
Court shall forthwith cancel his bail bonds and will take all
coercive steps to ensure that the petitioner is behind the bars.

(Satyavrat Verma, J)

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