

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14356 of 2022**

**In
CRIMINAL MISCELLANEOUS No.38546 of 2019**

Arising Out of PS. Case No.-366 Year-2018 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

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RAJIV KUMAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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with
CRIMINAL MISCELLANEOUS No. 14357 of 2022
In
CRIMINAL MISCELLANEOUS No.36381 of 2019

Arising Out of PS. Case No.-366 Year-2018 Thana- SITAMARHI COMPLAINT CASE
District- Sitamarhi

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RAM VISHWAS RAI @ JATHU RAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :
(In CRIMINAL MISCELLANEOUS No. 14356 of 2022)
For the Petitioner/s : Mr.Madhubala Verma
For the Opposite Party/s : Mr.Asha Devi
(In CRIMINAL MISCELLANEOUS No. 14357 of 2022)
For the Petitioner/s : Mr.Madhubala Verma
For the Opposite Party/s : Mr.Asha Devi

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 18-05-2022 Heard the parties.

The present application has been filed for
modification of the order dated 07.01.2022 passed in Cr. Misc.
No. 38546 of 2019.

Learned counsel for the petitioners has himself



offered to pay a sum of Rs. 10,000/- (Rupees Ten Thousand) as maintenance amount per month for his wife.

For the reasons mentioned in the application for modification of the order dated 07.01.2022 passed in Cr. Misc. No. 38546 of 2019 is allowed.

The petitioners are directed to surrender within further four weeks from today.

The bail bond of the petitioner will be accepted only after he starts paying maintenance of Rs. 10,000/- (Ten Thousand) per month.

The maintenance amount shall be transferred into the bank account of the opposite party No. 2 on or before the 10th day of every month. The maintenance amount of Rs. 10,000/- (Ten Thousand) for the month of May, 2022 shall be transferred in the Bank Account of the opposite party No. 2 by the 31st day of this month. The details of the bank account of the opposite party No. 2 shall be furnished by the learned counsel appearing for the opposite party No. 2 in the Court below to the learned Advocate appearing on behalf of the petitioner. Any default in payment of the aforesaid maintenance amount will result in automatic cancellation of the bail bond of the petitioner. This order of maintenance is subject to any order of maintenance



passed by a competent Family Court in future.

If there is any maintenance case pending before any Court, the Court below shall dispose of the same within three months from today. If the petitioner avoids appearance in the maintenance case, if any, the Principal Judge, Family Court will proceed *ex parte*.

With the aforesaid direction, the present application for modification is disposed of.

(Sandeep Kumar, J)

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