

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23760 of 2021

Arising Out of PS. Case No.-80 Year-2020 Thana- ARA NAGAR District- Bhojpur

Vivek Kumar Son of Ram Naresh Prasad Resident of Village - Mission Gali
infront of Ram Mandir, Jawahar Nagar, P.S.- Gonda, District - Ranchi
(Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Govind Mishra

For the Opposite Party/s : Mr. Ramadhar Shekhar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 06-04-2022 Heard learned counsel for the petitioner,

informant and learned APP for the State.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 341, 323, 498A, 504, 506, 34 of the Indian

Penal Code.

The accusation is of torture for non-fulfillment

of dowry demand and ousting the informant from her

matrimonial house.

It is submitted by learned counsel for the

petitioner that the petitioner tried his best to resume the

conjugal life with the informant but the informant did not

agree to live with the petitioner. However, petitioner is



still ready to keep the informant as wife with full dignity and honour. A statement to that effect has been made in para 9 of the petition.

Learned counsel appearing on behalf of the informant has submitted that informant is not ready to live with the petitioner since petitioner is in habit of making assault to the informant.

In the alternative, the petitioner is ready to pay Rs. 15,000/- as interim maintenance to the informant before filing of the bail bonds.

The petitioner also undertakes to make payment of Rs. 15,000/- per month to the informant by depositing the same in her bank account by 1st week of every month from May, 2022.

The learned counsel appearing on behalf of the informant has accepted the offer of the petitioner and undertakes to provide bank account details of the informant to the petitioner as early as possible.

Considering the aforestated facts, let the



petitioner, above named in the event of his arrest or surrender before the court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Ara, Bhojpur in connection with Ara Town P.S. Case No. 80 of 2020, G.R. No. 689 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The bail bonds of the petitioner shall be accepted by the learned court below on showing receipt of deposit of Rs. 15,000/- by the petitioner in the account of the informant.

The aforesaid payments will be subject to any order passed in matrimonial or maintenance proceedings.

(Sunil Kumar Panwar, J)

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