

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26310 of 2022

Arising Out of PS. Case No.-1687 Year-2019 Thana- COMPLAINT CASE District- Araria

MD. HASAN son of Late Khursheed Resident of Village - Karbola (Sisauna),
P.S. - Jokihat, Dist. - Araria.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Bibi Rihana Praveen Wife of Md. Hasan Resident of Village - Karbola (Sisauna), P.S. - Jokihat, Dist. - Araria. At Present Daughter of Md. Akarm, Resident of Village - Kakan, Ward No.-8, P.S.- Jokihat, District - Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Ramesh Kumar Singh,Adv.
For the Opposite Party/s	:	Mrs.Pronoti Singh,APP
		Mr.Gopal Kumar Jha,Adv.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 20-09-2022 Heard learned counsel for the parties.

The petitioner, husband of complainant/O.P.-2, apprehends his arrest in a case punishable for the offence under Section 498(A)/34 of the Indian Penal Code.

As per the prosecution case, this petitioner is alleged to have committed torture and harassment for dowry with the complainant/O.P.-2.

Learned counsel for the petitioner submits that petitioner is ready to give maintenance amount of Rs. 3,000/- (three thousand) per month, starting from this month, to the complainant/O.P.-2.

In view of the undertaking of learned counsel for the



petitioner that petitioner is ready to give maintenance amount of **Rs. 3,000/- (three thousand) per month**, in the event of arrest/surrender within a period of six weeks from today, let the petitioner above-named be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Araria in connection with Complaint Case No. 1687-C of 2019 on the following conditions:

(1.) Complainant/O.P.-2 would file an affidavit before the court below and bring on record her saving bank account number for its communication to the petitioner.

(2.) Petitioner would deposit the aforesaid maintenance amount per month in the saving bank account of the complainant/O.P.-2.

(3.) In case, the petitioner fails to deposit the maintenance amount for two consecutive months, the court below would be at liberty to cancel the bail bond.

(4.) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.



(5.) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(6.) The aforementioned payment will be subject to any order passed in matrimonial, maintenance or connected proceedings. The present order, in no way, will preclude the parties to resolve the issue otherwise.

(Prabhat Kumar Singh, J)

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