

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69704 of 2021**

Arising Out of PS. Case No.-26 Year-2021 Thana- MAHILA PS District- Darbhanga

SUKVIR KUMAR YADAV @ SUKHVIR YADAV Son of Saudagar Yadav
Resident of Village - Madhopatti, P.S.- Kamtaul, District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Girish Chandra Jha
For the Opposite Party/s :	Mr.Md.Mustaq Alam
	Mr.Arun Kumar

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 19-07-2022 Heard Sri Girish Chandra Jha, learned counsel for the petitioner, learned Addl. Public Prosecutor as well as Sri Arun Kumar, learned counsel, who has voluntarily appeared on behalf of informant.

The petitioner, husband of informant, apprehends his arrest in Darbhanga Mahila P.S. Case No. 26 of 2021 registered for the offence under Section 498(A) and other allied sections of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act.

As per the prosecution case, this petitioner is alleged to have committed torture and mental harassment with the informant for dowry.

Learned counsel for the petitioner submits that



petitioner is ready to give maintenance amount of Rs. 2,500/- (two thousand five hundred) per month, starting from this month to the informant.

In view of the undertaking of learned counsel for the petitioner that petitioner is ready to give maintenance amount of **Rs. 2,500/-** (two thousand five hundred) per month to the informant, 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, Darbhanga in connection with Darbhanga Mahila P.S. Case No. 26 of 2021 on the following conditions:

(1.) Informant 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 informant.

(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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