

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9664 of 2023

Arising Out of PS. Case No.-205 Year-2020 Thana- PATNA COMPLAINT CASE District-
Patna

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MITHU PASWAN @ MITHUN PASWAN Son of Bhagwat Paswan Resident
of Village - Tajnipur, P.S.- Bind, District - Nalanda, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Khushbu Kumari Wife of Mithu Paswan @ Mithun Paswan Resident of
Village - Tajnipur, P.S.- Bind, District - Nalanda, Bihar. Presently residing at
the house of her father namely Chhotan Paswan, Resident of Prahladpur,
P.S.- Ghoswari, District - Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Manoj Kumar Pandey
For the Opposite Party/s :	Mr.Yogendra Kumar Singh
	Mr.Pramod Kumar Pranav

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3. 03-07-2023 Heard learned counsel for the parties.

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

As per complaint case, this petitioner is alleged to
have committed torture and harassment with the
complainant/O.P.-2 due to non-fulfillment of demand of dowry.

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
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 to complainant/O.P.-2,*** 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 A.C.J.M.-III, Barh (Patna) in connection with Complaint Case No. 205 of 2020, subject to condition as laid down under Section 438(2) of Cr.P.C. with further 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.) 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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