

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.5204 of 2023**

Arising Out of PS. Case No.-181 Year-2022 Thana- BHORE District- Gopalganj

RADHEY SHYAM SINGH Son of Sitaram Singh Resident of Village-  
Imliya, P.S.- Bhore, District- Gopalganj ... .. Petitioner  
Versus

1. The State of Bihar
2. Neha Devi D/O Sri Binda Lal Singh, Wife of Sri Radhey Shyam Singh  
Resident of Village- Selar Khurd, P.S.- Phulwariya, District- Gopalganj  
... .. Opposite Party

**Appearance :**

For the Petitioner : Mr. Mohammad Sufyan, Advocate  
For the State : Mr. Dr. Kr Uday Pratap, Addl Public Prosecutor  
for the opposite party no.2 Mr. Shubhangi Pandey, Advocate

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

2      13-04-2023                      Heard learned counsel for the petitioner, the State and  
the opposite party no.2.

The petitioner who is husband of opposite party no. 2 apprehends arrest in a case registered for the offence punishable under Sections 498A/34 and other allied sections of the Indian Penal Code.

Learned counsel for the petitioner submits that the petitioner offers and undertakes that he is ready to give maintenance amount of Rs. 4000/- per month, starting from this month, to opposite party no. 2.

In view of the undertaking of learned counsel for the petitioner that petitioner is ready to give maintenance amount of Rs. 4000/- per month, in the event of arrest/surrender within a period of six weeks from today, above-named petitioner 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 the Chief Judicial Magistrate, Gopalganj in Bhore Police Station Case No. 181 of 2022, subject to the conditions



laid down under section 438(2) of the Code of Criminal Procedure as well as on the following conditions:-

(1) Opposite party no. 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 opposite party no. 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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