

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9119 of 2022

Arising Out of PS. Case No.-1181 Year-2020 Thana- VAISALI COMPLAINT CASE District-
Vaishali

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Umesh Pandit, Son Of Late Narayan Pandit Resident Of Village- Kerma, Post
Turki, Police Station- Kurhani And District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Chanda Devi, W/o Umesh Pandit Resident of Village- Kerma, Post- Turki,
Police Station- Kurhani and District- Muzaffarpur. At present daughter of Sri
Tugeshwar Pandit, resident of Village- Salempur, Post- Lawapur Narayan,
Police Station- Mahnar, District- Vaishali.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Manish Kumar No.2- Advocate
For the Opposite Party/s :	Mr. Lakshmi Kant Sharma- A.P.P.
	Mr. Mahendra Thakur- Advocate
	Mr. Sanjay Kumar- Advocate

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

7 22-06-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner seeks bail in anticipation of his arrest in
a case registered for the offences punishable under Section
498(A) of the Indian Penal Code.

The learned counsel for the petitioner submits that the
matter was referred for mediation, but the same failed. It is next
submitted that the petitioner was married with the informant in
the Year 2009 and out of the wedlock, two children were born
and both the children are staying with the petitioner. It is further



submitted that the informant never chose to appear in the mediation, which amply demonstrates that she was not interested in resuming her conjugal life.

The learned counsel for the petitioner further submits that he has instruction to make submission that petitioner is willing to pay monthly maintenance of Rs.3,000/- to the petitioner commencing from 01.07.2023 till the matter is finally adjudicated in trial or until the maintenance is not fixed by a Court of competent jurisdiction.

The learned counsel for the informant accepts the submission of the learned counsel for the petitioner with regard to maintenance based on instruction. The learned counsel for the informant further submits that he will whatsapp the saving bank account number of the informant on the whatsapp of the learned counsel for the petitioner and the learned counsel for the petitioner undertakes to communicate the said bank account number on the whatsapp of the petitioner or by any mode.

Learned A.P.P. opposes the bail application.

Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail



on his furnishing bail-bonds in the sum of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of Miss Anjali Nag, learned Judicial Magistrate, 1st Class, Hajipur, Vaishali in connection with Complaint Case No.1181 of 2020, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

(Satyavrat Verma, J)

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