

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14536 of 2023

Arising Out of PS. Case No.-11 Year-2021 Thana- MAHILA P.S. District- Madhubani

AJIT KUMAR @ AJAY KUMAR SINGH Son of Shiv Kumar Ray @ Shiv Kumar R/v- Banki Prasad, P.S.- Madhepur, District- Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. Aasha Kumari W/o Ajit Kumar @ Ajay Kumar Singh, D/o Ram Prasad Ray R/v- Banki Prasad, P.S.- Madhepur, District- Madhubani At present Amauza Belha, P.S.- Phulparas, District- Madhubani

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sanjay Kumar Jha, Advocate
For the State	:	Mr. Pushpa Sinha, Addl. Public Prosecutor
For the O . P . 2	:	Mr. Gagan Deo Yadav , Advocate
		Mr. Rajesh Kumar , Advocate
		Mr. Ravi Prakash, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 24-08-2023 1 . Heard learned counsel for the petitioner, the State and the opposite party no.2.

2. The petitioner who is husband of opposite party no. 2 apprehends arrest in a case registered for the offence punishable under Sections 498 (A) of the Indian Penal Code.

3 . Learned counsel for the petitioner submits that the petitioner offers and undertakes that he is ready to give maintenance amount of Rs. 3000/-per month, starting from this



month, to opposite party no. 2.

4. In view of the undertaking of learned counsel for the petitioner that petitioner is ready to give maintenance amount of Rs. 3000/- 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 Learned Vourt of Chief Judicial Magistrate , Madhubani the in connection with Mahila P . S. Case No. 11 of 2021 , 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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