

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15533 of 2023**

Arising Out of PS. Case No.-89 Year-2022 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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RAJEEV RANJAN MISHRA S/O SRI GANESH MISHRA @ GANESH
CHANDRA MISHRA R/v- Dhamaura, P.S.- Sathi, District- West Champaran
Presently residing at Mohalla- Laxmi Nagar, P.S.- Bettiah Town, District-
West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. SHIVANI KUMARI W/O RAJEEV RANJAN MISHRA R/v- Bhatgama,
P.S.- Dalsingh Sarai, District- Samastipur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Sanjeev Kumar, Advocate
For the State	:	Mr. Pramod Kumar Pandey, APP
For the Informant	:	Mr. Surendra Kishore Thakur, Advocate Mr. Subodh Kumar, Advocate

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

2 17-05-2023 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 341, 323 , 498 (A) of the Indian
Penal Code and ¾ of D.P. Act.

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.



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 A.c.J.M.- 1st, Dalsinghsarai, Samastipur in connection with Complaint Case No. 89 of 2022 (C.R. No. 89 of 2022) giving rise to T.R No 1993 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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