

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21383 of 2023

Arising Out of PS. Case No.-133 Year-2021 Thana- MAHILA P.S. District- Nalanda

RAJESH YADAV SON OF NAGINA YADAV R/O VILLAGE- MAI, P.S.-
RAHUI, DISTRICT- NALANDA

... .. Petitioner/s

Versus

1. The State of Bihar
2. MADHURI DEVI WIFE OF RAJESH YADAV, D/O RAGHO YADAV R/O
VILLAGE- ISHAPUR, P.S.- NOORSARAI, DISTRICT- NALANDA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Kishor Prasad , Advocate

For the Opposite Party/s : Mr. Narsingh Tanti, Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 19-05-2023 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, 494, 498(A)/34 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 learned S.D.J.M; Nalanda at Bihar Sharif in connection with Mahila P.S. case No 133 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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