

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32015 of 2023**

Arising Out of PS. Case No.-706 Year-2022 Thana- MOTIHARI MUFASIL District- East
Champaran

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Anish Kumar @ Anish Kumar Thakur Son Of Kanhaiya Thakur Resident Of
Village-Pataura, PS- Mufassil, Distt- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Praveen Kumar, Advocate
For the Opposite Party/s	:	Mr. Kalyan Shankar, APP
For the Informant	:	Mr. Madhurendra Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 14-07-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 341, 323,
504, 498(A) and 34 of the Indian Penal Code.

The petitioner and the informant, in compliance of the
order dated 05.07.2023, are present in the Court.

The petitioner who is present submits that relationship
between him and the informant has soured to such an extent that
it is not possible to resume conjugal life, it is further submitted
that he will contest the case but will maintain the informant and
the child. He further submits that he is willing to pay a monthly
maintenance of Rs. 15,000/- for the maintenance of the



informant and the child which shall commence from 27.07.2023.

The informant who is also present in the Court does not dispute what has been submitted by the petitioner in person.

Learned counsel for the informant submits that he will WhatsApp the bank account number of the informant on the WhatsApp number of the learned counsel for the petitioner and the learned counsel for the petitioner undertakes to forward the same to the petitioner so that the maintenance, as agreed, commences from 27.07.2023.

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 from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Motihari Muffasil P.S. Case No. 706 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

However, the informant would be at liberty to file an application seeking cancellation of the anticipatory bail order of



the petitioner in the event, if the petitioner, for two consecutive months, does not deposit the amount of maintenance, as agreed, in her account.

Further, it is made clear that the maintenance, as agreed, by the petitioner before this Court shall be subject to the outcome of the maintenance case decided by a court of competent jurisdiction.

(Satyavrat Verma, J)

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