

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.38521 of 2023**

Arising Out of PS. Case No.-363 Year-2020 Thana- MADHUBANI COMPLAINT CASE  
District- Madhubani

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NARESH KUMAR PASWAN Son of Late Asarfi Paswan @ Sarfi Paswan  
Resident of village - Selara, P.S. - Jaynagar, Distt. - Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Sanjana Devi Wife of Naresh Kumar Paswan Resident of village - Selara,  
P.S. - Jaynagar, Distt. - Madhubani

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Jitendra Kumar Bharti, Advocate

For the Opposite Party/s : Mr.Ram Sevak Choudhary, APP

Mr SK Jha, Advocate

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

2      07-07-2023                      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 498A/494/379/34 and other allied sections of the  
Indian Penal Code and Sections 3 & 4 of the Dowry Prohibition  
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 the 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 the Judicial Magistrate 1<sup>st</sup> class Madhubani in CR No. 363 of 22020, 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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