

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.39614 of 2022**

Arising Out of PS. Case No.-206 Year-2022 Thana- BHABHU(KAIMUR) COMPLAIN C  
District- Kaimur (Bhabua)

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BHOLA SINGH SON OF LATE PARAS NATH SINGH R/O VILLAGE  
AND P.O.- ARANGI, P.S.- KANDWA, DISTRICT- CHANDAULI (UTTAR  
PRADESH)

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. SAPNA SINGH WIFE OF BHOLA SINGH, D/O MANOJ KUMAR  
SINGH R/O VILLAGE AND P.O.- ARANGI, P.S.- KANDWA, DISTRICT-  
CHANDAULI (UTTAR PRADESH). AT PRESENT RESIDENT OF  
VILLAGE- SINJHUA P.O. UPRI, P.S.- RAMGARH, DISTRICT- KAIMUR  
(BHABHUA)

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Rahul Rathour  
For the Opposite Party/s : Mr.Sanjay Kumar Pandey

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

6      21-03-2023                      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 498 (A)/34, 323, 504, 506, 307 of the Indian  
Penal Code and under 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 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 learned Chief Judicial Magistrate, Kaimur at Bhabua in connection with Complaint Case No. 206/2022 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) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be canceled by the Court below.

(5) If the petitioner tampers with the evidence or the witnesses, in that case the prosecution will be at liberty to move for cancellation of bail.

(6) 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)**

asmit/-

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