

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.45617 of 2023**

Arising Out of PS. Case No.-1216 Year-2019 Thana- PATNA COMPLAINT CASE District-  
Patna

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GAURAV RAJ son of Sri Bhagwati Charan Thakur Devki Niwas Apt, Flat  
No-102, Mahuabag Ps- rupaspur Dist- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Aarti Kumari D/o- Sri Ashok Kumar, Wife of Gaurav Raj R/o- Jogipur Ps-  
Patrakar Nagar, Po- Lohiya Nagar Dist- Patna

... .. Opposite Party/s

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**Appearance :**

|                      |   |                                  |
|----------------------|---|----------------------------------|
| For the Petitioner/s | : | Mr. Manish Dhari Singh, Advocate |
| For the State        | : | Mr. Ajit Kumar , APP             |
| For the Informant    | : | Mr. Chhote Lal Mishra , Advocate |
|                      |   | Mr. Jyoti Prasad , Advocate      |

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

3      26-09-2023                      1 . Heard learned counsel for the petitioner, the  
State and the opposite party no.2.

2. The petitioner who is husband of opposite party no.  
2 apprehends arrest in a case registered for the offence  
punishable under Section 498 (A) of the Indian Penal Code.

3 . Learned counsel for the petitioner submits that the  
petitioner offers and undertakes that he is ready to give  
maintenance amount of Rs. 2500/-per month, starting from this  
month, to opposite party no. 2.



4. In view of the undertaking of learned counsel for the petitioner that petitioner is ready to give maintenance amount of Rs. 2500/- 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 learned C . J .M, XIV Patna in connection with Complaint Case No. 1216(C) of 2019, 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)**

Kaushik/-

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