

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50810 of 2023

Arising Out of PS. Case No.-407 Year-2021 Thana- MAIRWAN District- Siwan

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AMIT KUMAR SON OF SRI SUDAMA PRASAD R/O-KHILAWA, P.S.-
GUTHANI, DISTT.-SIWAN

... .. Petitioner/s

Versus

1. The State of Bihar
2. KUMARI SAROJ WIFE OF AMIT KUMAR R/O-KHILAWA, P.S.-
GUTHANI, DISTT.-SIWAN AND ALSO PRESENT RESIDENT- D/O-
RAMASHANKAR PRASAD, VILLAGE-NEW MARKET MAIRWA, P.S.-
MIARWA, DISTT.-SIWAN

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Akshay Lal Pandit , Advocate
For the Opposite Party/s	:	Mr. Narsingh Tanti , Addl. Public Prosecutor
For the O . P No. 2	:	Mr. Ajay Kumar Pandey, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 17-08-2023 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 Sections 341, 323, 498 (A)/ 494/ 34 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. 3000/-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. 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 A . C . J . M. VIIth, Siwan in connection with Mairwa P.S. case No. 407 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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