

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62747 of 2022

Arising Out of PS. Case No.-526 Year-2021 Thana- BHABHU(KAIMUR) COMPLAIN C
District- Kaimur (Bhabua)

=====

JAY PRAKASH BIND @ JAY PRAKASH KUMAR SON OF MURAHU
BIND R/O VILLAGE- SARAIYA, P.S.- BELAW, DISTRICT- KAIMUR
(BHABUA)

... .. Petitioner/s

Versus

1. The State of Bihar
2. SARITA KUMARI WIFE OF JAY PRAKASH BIND, D/O RAMBELAS
BIND AT PRESENT R/O VILLAGE- RUYIYA MAHUABARI TOLA, P.S.-
BHABUA, DISTRICT- KAIMUR (BHABUA)

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s :	Mr. Rajesh Kumar Mishra, Advocate
For the Opposite Party/s :	Mr. Mritunjay Kumar Nirala, APP
	Mr. Saroj Kumar Sharma, Advocate
	Ms. Kiran Kumari Sharma, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 10 20-07-2023 1. Heard learned counsel for the petitioner and

learned A.P.P. for the State alongwith learned counsel for the

informant.
2. The petitioner apprehends his arrest in a case

registered for the offences punishable under Section 498A of the

Indian Penal Code.
3. Learned counsel for the petitioner submits that the

relationship between the petitioner and the complainant has

soured to an extent that it is not possible to revive the

matrimonial relationship, it is next submitted that petitioner is



willing for a one time settlement and is ready to pay an amount of Rs. 3,00,000/- by way of one time settlement within a period of four months from today.

4. The learned counsel for the complainant on instruction submits that even the complainant is not willing to accompany the petitioner but is ready for one time settlement and in the event, if the amount of Rs. 3,00,000/- is paid by the petitioner within the time stipulated in that event, the complainant will withdraw the present case and will also file an application before the learned family court seeking divorce by mutual consent.

5. Learned counsel for the petitioner submits that even the petitioner will withdraw all the cases filed against the complainant and her family members.

6. Learned counsel for the complainant submits that she will WhatsApp the bank account number of the complainant 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 he pays the amount by way of one time settlement as agreed.

7. 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 trial court 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 trial court where the case is pending/successor court in connection with Complaint Case No. 526 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

8. However, it is made clear that in the event, if the amount as agreed by the petitioner is not credited in the account of the complainant by 21.11.2023, in that event the complainant will be at liberty to file an application before this Court seeking cancellation of anticipatory bail granted to the petitioner. It is further made clear that if the amount as agreed is credited in the account of the complainant by 21.11.2023 in that event, both petitioner and the complainant shall withdraw all the cases filed against each other and as agreed they will seek divorce by mutual consent.

(Satyavrat Verma, J)

Adnan/-

U		T	
---	--	---	--

