

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.64851 of 2023**

Arising Out of PS. Case No.-1297 Year-2022 Thana- EAST CHAMPARAN COMPLAINT  
District- East Champaran

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KUMAR PAPPU @ PAPPU BAITHA @ PAPPU KUMAR Son of  
Rameshwar Baitha Village- Chorma Ps- Pakridayal Dist- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rima Devi wife of Kumar Pappu @ Pappu Baitha, D/o- Mahendra Baitha  
Village- Khatolwa Ps- Kalyanpur Dist- East Champaran

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Karandeep Kumar , Advocate  
For the Opposite Party/s : Mr. Ramesh Chandra, APP

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

3      06-12-2023                      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 498 (A), 323 and 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 Learned Chief Judicial Magistrate , East Champaran at Motihari in connection with Trial No. 2814 of 2023 arising out of Complaint Case No. 1297 of 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) 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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