

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67288 of 2022

Arising Out of PS. Case No.-27 Year-2021 Thana- PATNA COMPLAINT CASE District-
Patna

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Ritesh Kumar Yadav Son Of Rajendra Prasad Yadav Resident Of 6/21
H.S.C.L. Colony, Bhagat Singh Marg, C- Zone, P.S.- B. Zone, Durgapur,
District - Durgapur.

... .. Petitioner

Versus

1. The State of Bihar
2. Soni Kumari Wife of Ritesh Kumar Yadav Daughter of Rajendra Kumar,
Resident of 6/21 H.S.C.L. Colony, Bhagat Singh Marg, C- Zone, P.S.- B.
Zone, Durgapur, District - Durgapur at present residing at Hazari Mohalla,
Sudarshan Patha, P.S.- Khajekalan, District - Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Priya Gupta, Advocate
For the State	:	Mr.Md. Iftekhar Mahmood, Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 14-03-2023 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 323/498A 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. 10,000/-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. 10,000/- 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 Sub Divisional Judicial Magistrate, Patna City, Patna in Complaint Case No. 27C 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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