

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1027 of 2023

Arising Out of PS. Case No.-1472 Year-2021 Thana- COMPLAINT CASE District- Banka

HARENDRA KUMAR SINGH S/O Late Bankabihar Singh R/O Village-
Chilawar, P.S- Rajaoun, District- Banka

... .. Petitioner

Versus

1. The State of Bihar
2. Nitu Kumari Singh W/O Harendra Kumar Singh D/O Tribhuwan Pd. Singh
At present residing at Barahat, P.O and P.S- Barahat, District- Banka

... .. Opposite Party

Appearance :

For the Petitioner/s :	Mr.Om Prakash Singh, Advocate
For the Opposite Party/s :	Mr.Md. Nazir Ansari, Addl Public Prosecutor
for the opposite party no.2	Mr. KK Pathak, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 08-05-2023 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 498A/323 of the Indian Penal Code and 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. 3000/-per month, starting from this month to the 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. 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 the Judicial Magistrate 2nd class, Banka in Complaint Case No. 1472 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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