

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5768 of 2024

Arising Out of PS. Case No.-42 Year-2023 Thana- MAHILA PS District- Buxar

VIKASH THAKUR @ MUKESH KUMAR Son of Prasuram Thakur
Resident of Village and Post-Badka Rajpur, Police Station-Simri, District-
Buxar, Bihar, 802113.

... .. Petitioner/s

Versus

1. The State of Bihar
2. SONAM THAKUR Wife of Vikash Thakur @ Mukesh Kumar, Daughter of
Sudarsan Thakur Village-Gangauli, P.S.-Simri, District-Buxar, Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Abhishek Mishra
For the Opposite Party/s :	Mrs.Veena Kumari Jaiswal
	Ms. Manju Sharma

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 14-05-2024 Heard learned counsel for petitioner, learned A.P.P.
for the State and learned counsel for the informant/O.P.No.2.

2. The petitioner, who is husband of informant,
apprehends his arrest in a case registered for the offences under
Sections 323, 341, 498A, 504, 506/34 of the Indian Penal Code
and Section 3/4 of the Dowry Prohibition Act.

3. Petitioner is alleged to have committed torture and
harassment to opposite party no. 2 for dowry.

4. Earlier, the matter was referred to the Mediation
Center to resolve the dispute between the parties, but from
perusal of Mediator's Report dated 11.03.2024, it appears that
the mediation between the parties has failed (Flag 'A').



5. Learned counsel for the petitioner submits that the petitioner offers and undertakes that he is ready to give maintenance amount of Rs. 3,000/- per month, starting from this month, to opposite party No. 2.

6. In view of the undertaking of learned counsel for the petitioner that petitioner is ready to give maintenance amount of **Rs. 3,000/- (three thousand) per month** to the opposite party No. 2, in the event of arrest/surrender within a period of six weeks from today, let the 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 S.D.J.M., Buxar in connection with Buxar (Mahila) P.S. Case No. 42 of 2023, 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 savings bank account number for its communication to the petitioner.
- (2) Petitioner would deposit the aforesaid maintenance amount per month in the savings 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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