

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5910 of 2024

Arising Out of PS. Case No.-122 Year-2021 Thana- JEHANABAD COMPLAINT CASE
District- Jehanabad

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1. Raju Kumar Gupta son of Basgit Saw @ Basgit Prasad Gupta Village-Parahan Ps- Kinjer Dist- Arwal
 2. Basagit Prasad Gupta @ Basagit Saw son of Late Baiju Saw Village-Parahan Ps- Kinjer Dist- Arwal
 3. Sushila Devi @ Saushila Devi wife of Basagit Prasad Gupta @ Basagit Saw Village- Parahan Ps- Kinjer Dist- Arwal

... .. Petitioner/s

Versus

1. The State of Bihar
2. Soni Devi wife of Raju Kumar Gupta Village- Punpun Ghat Patna Ps- Punpun Dist- Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Arvind Prasad Singh, Adv.
For the State	:	Mr. Arun Kumar, APP
For the O.P.- 2	:	Mr. Prem Nath, Adv.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 18-04-2024 Heard both sides.

2. The petitioners apprehend their arrest in connection with Complaint Case No. 122 of 2021 registered under Sections 323, 504, 498A and 34 of the Indian Penal Code.

3. Learned counsel appearing on behalf of the petitioners submits that the petitioner no. 1 is the husband of the Opposite party no. 2 and petitioners no. 2 and 3 are father-in-law and mother-in-law of the opposite party no. 2. The petitioner no. 1 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.

4. In view of the undertaking of learned counsel for the petitioners that petitioner no. 1 is ready to give maintenance amount of Rs.3,000/- (three thousand) per month to the opposite party no. 2, let the above named petitioners be released on bail, in the event of arrest or surrender before the learned court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Arwal in connection with Complaint Case No. 122 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr. P.C. as well as on the following conditions:-

‘(i) 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 no. 1.

(ii) Petitioner no.1 would deposit the aforesaid maintenance amount per month in the savings bank account of the O.P. No. 2.

(iii) In case, the petitioner no. 1 fails to deposit the maintenance amount for two consecutive months, the Court below would be at liberty to cancel his bail-bond.



(iv) 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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