

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13066 of 2024

Arising Out of PS. Case No.-1567 Year-2022 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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MD. RIYAZ ALAM @ MD. REYAZ ALAM S/o Md. Asgar Hussain Resident
of Village-Faraha, P.S.-Akbarpur, District-Nawada ... Petitioner/s
Versus

1. The State of Bihar
2. RAUNAK KHATOON Wife of Md. Reyaz Alam, D/o Md. Md. Alam
Resident of Village-Hasanganj, P.S.-Pakaribarawan, District-Nawada, Mob
No. 9631563367
... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Pankaj Kumar , Advocate
For the Opposite Party/s	:	Mr. Arun Kumar , APP
For the Informant	:	Mr. Shiv Kumar , Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 01-05-2024 Earlier, vide order dated 12.03.2024 , the matter
was referred to the Mediation and Conciliation Centre, Patna
High Court, Patna, but as per the Mediator's Report (flag 'M'),
the mediation has failed.

2. Heard learned counsel for the petitioner, the State
and the opposite party no.2.

3 . The petitioner who is husband of opposite party no.
2 apprehends arrest in a case registered for the offence
punishable under Sections 406, 498 (A) , 504, 506 and of the
Indian Penal Code and 3/ 4 of the D. P Act.

4. 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.

5 . 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 learned JM 1st Class, Nawada in connection with complaint Case No. 1567 C 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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