

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.14458 of 2024**

Arising Out of PS. Case No.-2467 Year-2022 Thana- PURNIA COMPLAINT CASE District-  
Purnia

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Md. Masruddin @ Masaruddin S/o Late Makbul Khan Res of Village- Hat  
Danhara, P.S.-K. Nagar, District- Purnea

... .. Petitioner/s

Versus

1. The State of Bihar
2. Bibi Raushan D/o- Late Istiyaque, W/o Md. Masaruddin Res of Village- Hat  
Danhara, Mohammadpur, P.S.- K.Hat, District- Purnea

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Manish Kumar, Advocate

For the Opposite Party/s : Mr.Nityanand, A.P.P.

Mr. AK Singh, Advocate

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

5      08-08-2024                      Heard learned counsel for the petitioner, the State and  
the opposite party no.2.

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.

3. Mediator's report dated 6.8.2024 reveals that in  
spite of efforts, dispute between the parties could not be  
resolved through process of mediation. However, it is submitted  
by 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.

4. 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 Chief Judicial Magistrate, Purnea in Complaint Case No. (CA) 2467 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:-

(i) 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.

(ii) Petitioner would deposit the aforesaid maintenance amount per month in the saving bank account of the opposite party no.2.

(iii) 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.

(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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