

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20382 of 2024

Arising Out of PS. Case No.-5645 Year-2022 Thana- PATNA COMPLAINT CASE District-
Patna

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Harsh Ranjan Gajendra Thakur @ Abhishek Ranjan Thakur @ Harsh Thakur
S/o Gajendra Thakur R/o Village- Rupolia, Panchkadi, P.S. Dhaka, District-
Motihari, At present residing at - Flat no.- 1408, 14th Floor, D.B. Ozone
beside Thakur mall, Near Dahisar Check Naka, Mira Road, P.S.- Kashmirira,
East Thane Mumbai (401107)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rekha Kumari @ Divya Jha W/o Abhishek Ranjan Thakur @ Harsh Thakur,
D/o Raj Kumar R/o Flat No. - 1408, 14th Floor, D.B. Ozone beside Thakur
mall, Near Dahisar Check Naka, Mira Road, P.S.- Kashmirira, East Thane
Mumbai (401107) At present residing at - Care of - Moti Sharma, Near
Smiley Flower School, Guru Govind Singh Path, Jay Prakash Nagar,
Mithapur, Patna (800001)

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Jitender Kumar , AdvocateS
For the Opposite Party/s	:	Mr. Manoj Kumar , APP
For OP 2	:	Jata Shankar Jha, Advocate Sweta Kumari , Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 13-09-2024 1 . Heard learned counsel for the petitioner,

opposite party No. 2 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 323 , 498 (A) and 506 of the Indian

Penal Code and Section 4 of the D. P Act.

3 . 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.

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 learned Sub-Divisional Judicial Magistrate Patna in connection with Complaint Case No. 5645 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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