

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18496 of 2022

Arising Out of PS. Case No.-1080 Year-2021 Thana- BEGUSARAI COMPLAINT CASE
District- Begusarai

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PRAMOD THAKUR, Son of Indradev Thakur R/O Village - Gaura, P.S.-
Teghra, District - Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. Loveli Kumari, Wife of Pramod Thakur D/O Ramanuj Singh, R/O Village -
Simariya, P.S.- Barauni, District - Begusarai

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Ravish Mishra
For the Opposite Party/s :	Mr.Akshay Lal Pandit
	Mr.Apurv Harsh
	Mr. Kumar Prashant Bhardwaj
	Ms.Mahima Sharma

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

9 10-04-2024 1. Heard learned counsel for the petitioner, learned
counsel for the opposite party no.2 and learned APP for the
State.

2. The petitioner seeks bail in anticipation of his
arrest in Complaint Case No.1080C of 2021 registered for the
offences punishable under Sections 498(A), 323, 341 and 504 of
the Indian Penal Code.

3. The learned counsel for the petitioner submits that
the petitioner, being husband, has been falsely implicated in the
instant case by the informant. It is further submitted that the
relationship in between the petitioner and the complainant has



deteriorated to an extent that it is not possible to revive the conjugal relationship, but then, petitioner, being husband, is aware of his responsibility and is willing to pay a monthly maintenance of Rs.6,000/- (Six Thousand). It is further submitted that petitioner works as an electrician on contractual basis and his gross salary is about Rs.39,000/-, but after all deductions, he receives salary of nearly Rs.17,000/-

4. The learned counsel appearing on behalf of the opposite party no.2, based on instructions, submits that no useful purpose would be served by sending the petitioner to jail as petitioner is willing to pay a monthly maintenance of Rs.6,000/- to the opposite party no.2.

5. It is also submitted that with passage of time, the wounds may be heeled, but if petitioner is sent to jail in that event, in future the chances of reconciliation will become bleak. It is next submitted that he will whatsapp the bank account number of the opposite party no.2 on the whatsapp number of the learned counsel appearing on behalf of the petitioner and the learned counsel for the petitioner undertakes to communicate the same to the petitioner, so that the monthly maintenance as agreed commences from 22.04.2024.

6. In view of the submission made by the parties, the



provisional bail granted to the petitioner by order dated 01.12.2022 is hereby confirmed on the same terms and conditions.

7. The application stands allowed.

8. However, it is made clear that the opposite party no.2 shall be at liberty to file an application seeking cancellation of anticipatory bail of the petitioner, in the event, if petitioner does not pay the monthly maintenance as agreed for two consecutive months.

9. It is further made clear that in the event, if a Court of competent jurisdiction decides the maintenance case, in that event, the present maintenance will stop.

(Satyavrat Verma, J)

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