

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28116 of 2024

Arising Out of PS. Case No.-109 Year-2020 Thana- ROHTAS COMPLAINT CASE District-
Rohtas

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AFTAB ALAM @ TINKU S/O KABIULLAH @ LADDAN Resident of
Mohalla- 19/230(1) Patakapur, near Jama Masjid Kanpur, P.S.-Kanpur,
District- Kanpur.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. MUMTAHINA PRAVEEN W/O AFTAB ALA @ TINKU R/O MOHALLA-
SULEMANGANJ, CHOWK BAZAR, P.O- SASARAM, P.S- SASARAM
TOWN, DISTT.- ROHTAS.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Shashi Kant , Advocate
		Mr. Surendra Kumar Mishra, Advocate
For the Opposite Party/s :		Mr. Umeshanand Pandit , APP
For OP 2	:	Babu Nandan Prasad , Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 26-06-2024 1 . Heard learned counsel for the petitioner, the

APP Mr. *Umeshanand Pandit* for 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 498 (A) of the Indian Penal Code

and 3/ 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 CJM, Sasaram in connection with Complaint Case No. 109 of 2020 , 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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