

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31380 of 2024

Arising Out of PS. Case No.-140 Year-2023 Thana- MANIHARI District- Katihar

Md. Shakil son of Md. Ghison Village- Idgahpatri Narayanpur Ps- Manihari
Dist- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raghvendra Kumar Singh, Advocate

For the Opposite Party/s : Md. Shakir Ahmad, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

6 20-08-2024 Heard learned counsel appearing on behalf of the

parties.

2. Learned counsel appearing on behalf of the

petitioner submitted that issues, *qua*, interim maintenance is

settled between the parties, where petitioner is ready to pay

Rs. 3,500/- per month to O.P. No. 2/wife till pendency of

present criminal case or finding of competent family court on

the issue of maintenance.

3. The factum of compromise is also affirmed by

both parties, who are present in person before this Court.



4. Considering the aforesaid fact that both parties are effectively working on their compromise and as they worked out the major issue, *qua*, interim maintenance as above, accordingly provisional bail as granted by this court, vide order dated 16.05.2024 is hereby confirmed with same bailors and sureties, subject to the conditions as mentioned under Section 480 (3) of B.N.S.S. with further conditions :-

(i) Petitioner shall pay Rs. 3,500/- as an ad-interim maintenance amount to O.P. No. 2/wife on or before 7th day of every English calendar month. Payment for the month of August be made in cash at the time of furnishing bail bond, whereas maintenance amount from the month of September onward be paid through bank account of O.P. No. 2/wife, which is available with petitioner.

(ii) If petitioner fails to pay ad-interim maintenance for two consecutive months the bail bond of petitioner shall be cancelled by the learned Trial Court itself, if pressed by O.P. No. 2/wife.



(iii) Both conditions as above shall remain in force till finding of learned Family Court on maintenance issue. Amount paid shall be adjusted accordingly, if occasion arises.

(Chandra Shekhar Jha, J.)

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