

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34213 of 2024

Arising Out of PS. Case No.-30 Year-2023 Thana- NAUGACHIA MAHILA P.S. District-
Bhagalpur

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Vivekanand Yadav son of Late Saryug Prasad Yadav @ Sarju Pd. Yadav
Resident of Village- Khairpur, P.S.- Kharik, Dist.- Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Puja Kumari Wife of Vivekanand Yadav, Daughter of Shikandra Yadav
Resident of Village- Khairpur, P.S.- Kharik, District- Bhagalpur, at present
Daughter of Shikandra Yadav, Village- Sahora, P.S.- Rangra O.P., Dist.-
Bhagalpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Amrendra Kumar, Advocate
For the Opposite Party/s :	Mr. Umeshanand Pandit, APP
	Mr. Ashok Kumar Yadav, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 19-08-2024 Heard learned counsel for the petitioner, Mr.

Umeshanand Pandit, learned A.P.P. for the State and learned

counsel for the opposite party no. 2.

2. The petitioner, who is husband of opposite party no.
2, apprehends his arrest in a case registered for the offences
under Sections 498(A), 504, 506/34 of the Indian Penal Code
and Section 3 / 4 of the Dowry Prohibition Act.

3. Petitioner is alleged to have committed torture and
harassment to opposite party no. 2 for dowry.

4. Learned counsel for the petitioner submits that the
petitioner offers and undertakes that he is ready to give



maintenance amount of Rs. 3,000/- per month, starting from this month, to opposite party no. 2.

5. In view of the undertaking of learned counsel for the petitioner that petitioner is ready to give maintenance amount of **Rs. 3,000/- (three thousand) per month** to the opposite party no. 2, in the event of arrest/surrender within a period of six weeks from today, let the 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 learned S.D.J.M., Naugachhia, District – Bhagalpur/ concerned court in connection with Naugachhia Mahila P.S. Case No. 30 of 2023, 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 savings bank account number for its communication to the petitioner.
- (2) Petitioner would deposit the aforesaid maintenance amount per month in the savings 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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