

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38547 of 2024

Arising Out of PS. Case No.-408 Year-2021 Thana- PURNIA COMPLAINT CASE District-
Purnia

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Sunil Kumar Yadav @ Sunil Yadav @ Surendar Yadav Son Of Karu Yadav
Resident Of Rupani, P.S. - Basantrai, District - Godda, Jharkhand

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Khushbu Kumari Wife of Sunil Kumar Yadav @ Sunil Yadav @ Surendra
Yadav, Daughter Of Mahendra Yadav Resident Of Porfessor Colony,
Rambagh Ward No.31, P.S. - Sadar, District - Purnea

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Santosh Kumar Singh, Advocate
For the Opposite Party/s :	Ms. Rita Verma, A.P.P.
	Mr. Amit Kumar Anand, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-08-2024 Heard learned counsel for the petitioner, O.P. No. 2
and the State.

2. The petitioner who is husband of opposite party
No. 2 apprehends arrest in a case registered for the offences
punishable under Sections 323, 498A, 406/34 of the Indian
Penal Code and Section.

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/- (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 Judicial Magistrate, 1st Class, Purnea in connection with Complaint Case No. 408 of 2021, 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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