

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42267 of 2024

Arising Out of PS. Case No.-706 Year-2023 Thana- VAISALI COMPLAINT CASE District-
Vaishali

=====

VIKASH KUMAR @ VIKASH KUMAR SINGH SON OF LATE
SIYARAM SINGH Resident of House No. 59, Barigara, Hanuman Mandir,
Near Durga Asthan, P.S. - Parsudih, District- East Singhbhum (Jharkhand)

... .. Petitioner/s

Versus

- 1 . THE STATE OF BIHAR
2. PRITI SINGH WIFE OF VIKASH KUMAR @ VIKASH KUMAR SINGH
Resident of House No. 59, Barigara, Hanuman Mandir, Near Durga Asthan,
P.S. - Parsudih, District- East Singhbhum (Jharkhand), at present Resident
at daughter of Sanjay Kumar Singh, Village.- Khorampur, P.S.- Desari,
District- Vaishali at Hajipur

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Chandan Kumar Verma, Advocate
For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 26-10-2024 Heard learned counsel for the parties.

2. The petitioner who is husband of opposite party
No. 2 apprehends arrest in a case registered for the offences
punishable under Sections 341 , 323, 498A, 504 and 34 of the
Indian Penal Code .

3 . Earlier, the matter was referred to the Mediation
Center to resolve the dispute between the parties but from the
Mediator's Report dated 17.10.2024 it appears that the
mediation between the parties has failed.

4. 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.

5 . 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 eight 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 the learned Additional Chief Judicial Magistrate VII Vaishali at Hajipur in connection with Complaint Case No. 706 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)

Koushik/-

U		T	
---	--	---	--

