

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47080 of 2023

Arising Out of PS. Case No.-1021 Year-2022 Thana- DARBHANGA COMPLAINT CASE
District- Darbhanga

=====

LALIT DAS Son of Chhani Das @ Gyani Das Resident of Village-Pounad
Brahampur, P.S.-Kamtaul, District-Darbhang

... .. Petitioner/s

Versus

1. The State of Bihar
2. GEETA DEVI Wife of Lalit Das, D/o Late Siyalal Mandal At Present
resident of Village-Bari Souriya, P.S.-Boukhara, District-Sitamadhi

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Jha

For the Opposite Party/s : Dr. Kumar Uday Pratap

=====

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

4 20-02-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 494,
498A, 380, 406, 504, 506 and 34 of the Indian Penal Code read
with Section 27 of the Arms Act.

3. In view of the office report dated 31.01.2024, it
manifests that the notices have been validly served on O.P. No.
2.

4. The learned counsel for the petitioner submits that
petitioner being husband has been falsely implicated in the
present case. It is next submitted that O.P. No. 2 despite



receiving notice chooses not to appear and contest.

5. The learned counsel next submits that petitioner always intended to keep the O.P. No. 2 with honour and dignity, but then the O.P. No. 2 for reasons best known, is not willing to restitute her conjugal life, as such, she has not appeared despite receiving notice. It is next submitted, based on instruction, that petitioner will pay a monthly maintenance of Rs. 3,000/- to the O.P. No. 2 which shall commence from 11.03.2024.

6. The learned APP for the State opposes the prayer for anticipatory bail of the petitioner.

7. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with C.R. Case No. 1021 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

8. However, it is made clear that O.P. No. 2 shall be at liberty to file an application seeking cancellation of the



anticipatory bail granted to the petitioner, in the event if the petitioner, for two consecutive months, does not deposit the maintenance amount as agreed.

(Satyavrat Verma, J)

Rishabh/-

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

