

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50580 of 2023

Arising Out of PS. Case No.-5 Year-2021 Thana- MAHILA PS District- East Champaran

Meghu Sahani @ Meghnath Kumar Son of Tilak Sahani Resident of Village-
Swangiya Malahi Tola, P.S.-Madhuban, District-East Champaran, Motihari

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nisha Devi Wife of Meghu Sahani Resident of Village-Pipara Kothi
Majhariya, P.S.-Pipra Kothi, District-East Champaran, Motihari

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr.Rajesh Kumar
For the State	:	Mr.Manoj Kumar
For the O.P.-2	:	Mr.Karandeep Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 30-04-2024 At the outset, learned counsel for both the parties submit that the dispute between the parties could not be settled through the process of mediation and as such, mediation failed. The mediation centre report is at flag 'M'.

2. Heard learned counsel for the petitioner, State and opposite party no. 2.

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

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



5. 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.

6. 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 C.J.M., Motihari (East Champaran) in connection with Motihari Mahila P.S. Case No. 5 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)

anay/-

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

