

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65724 of 2023

Arising Out of PS. Case No.-358 Year-2023 Thana- HILSA District- Nalanda

Sanjay Kumar Son of Late Harendra Prasad, Resident of Village- Shalimpur,
Daldali, Hazamtoli, PS- Gandhi Maidan, Dist- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Varsha Rani daughter of Rajiv Kumar, Resident of Mohalla Kaji Bazar, P.S.
Hilsa, District Nalanda.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Manoj Kumar Singh, Advocate
For the Informant	:	Mr.Rajesh Kumar, Advocate
For the Opposite Party/s	:	Mr.Md. Shakir Ahmad

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

6 12-07-2024 Heard Mr. Manoj Kumar Singh, learned counsel
appearing on behalf of the petitioner and Mr. Md. Shakir
Ahmad, learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with
Hilsa P.S.Case No.358 of 2023 registered for the offences
punishable under Sections 341, 323 and 498A/34 of the Indian
Penal Code and Section 3/4 of the D.P. Act.

3. Learned counsel appearing on behalf of the
petitioner submitted that by way of mediation, petitioner and the
Opposite Party no.2, who are husband and wife, have reconciled
their estrange matrimonial relationship under the terms and
conditions, as agreed by them before the Mediator of this Court



and have also filed a joint agreement dated 18.04.2024 today. In terms of the said agreement by which the petitioner has agreed to pay Rs.12,00,000/- to Opposite Party No.2, today the petitioner has submitted a demand draft of Rs.4 lac bearing no.036289 dated 26.04.2024, as the first instalment, which is being handed over to Mr. Rajesh Kumar, learned counsel for the Opposite Party No.2, who has accepted the same. Xerox copy of the said demand draft is kept on record.

4. Mr. Rajesh Kumar Singh, learned counsel for the petitioner has further submitted that the petitioner has given instruction that he will abide by the terms and conditions of the agreement dated 18.04.2024 and will not fail in giving rest amount on the date specified in the agreement.

5. Learned counsel appearing on behalf of O.P.no.2 has no objection.

6. Considering the aforesaid information and conduct of the petitioner, who has handed over a demand draft of Rs.4 lac, as an amount of first instalment, in the Court to the learned counsel for O.P.no.2, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with



two sureties of the like amount each to the satisfaction of learned ACJM, Hilsa, Nalanda/concerned court in connection with Hilsa P.S.Case No.358 of 2023, subject to conditions as laid down under Section 438(2) of the Cr.P.C. and further condition that in case the petitioner fails to abide by the terms and conditions of the agreed terms mentioned in the memorandum of the agreement dated 18.04.2024, this order shall automatically lose its force.

(Purnendu Singh, J)

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