

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70937 of 2023

Arising Out of PS. Case No.-1127 Year-2022 Thana- ROHTAS COMPLAINT CASE
District- Rohtas

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SONU KUMAR GUPTA S/O- JAMINDAR SAH Village- Bhaluwadi Ps-
Indrapuri Dist- Rohtas

... .. Petitioner

Versus

1. The State of Bihar
2. Nisha Kumari wife of Sonu Kumar Gupta, D/o- Shyam Sundar Sah R/o-
Bodyaga Ps- Nokha Dist- Rohtas

... .. Opposite Party

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Appearance :

For the Petitioner/s :	Mr.Dhaneshwar Prasad Gupta, Advocate
For the Opposite Party/s :	Mr.Prem Kumar Jha, Addl Public Prosecutor
	Mr. Randhir Kumar no 1, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 27-06-2024 Heard learned counsel for the petitioner, the State and
the opposite party no.2.

2. The petitioner, who is husband of opposite party
no.2, apprehends arrest in a case registered for the offence
punishable under Section 498A of the Indian Penal Code and
Sections 3 & 4 of the Dowry Prohibition Act.

3. Mediator's report dated 19.6.2024 reveals that in
spite of efforts, dispute between the parties could not be
resolved through process of mediation. However, it is submitted
by learned counsel for the petitioner that the petitioner offers
and undertakes that he is ready to give maintenance amount of
Rs. 3000/-per month, starting from this month to the 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/- per month, in the event of arrest/surrender within a period of six weeks from today, 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 Sub Divisional Judicial Magistrate Rohtas at Sasaram in Complaint Case No. 1127 of 2022, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure as well as on the following conditions:-

(i) Opposite party no.2. would file an affidavit before the court below and bring on record her saving bank account number for its communication to the petitioner.

(ii) Petitioner would deposit the aforesaid maintenance amount per month in the saving bank account of the opposite party no.2.

(iii) 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.

(iv) 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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