

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78444 of 2023

Arising Out of PS. Case No.-843 Year-2021 Thana- PATNA COMPLAINT CASE District-
Patna

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Sunil Paswan Son of Karu Paswan Resident of Simri Colony, Police Station -
Dhanarua, District - Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rekha Kumari @ Rekha Devi, W/O Sunil Paswan, D/O Satyendra Paswan
R/O Kamala Nehru Nagar, P.S.-Kotwali, District-Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Prem Kumar, Adv.
For the State	:	Mr. Sanjay Kumar, APP
For the O.P. No. 2	:	Mr. Suraj Kumar, Adv.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 16-05-2024 Heard the parties.

2. The petitioner apprehends his arrest in connection with
Complaint Case No. 843(C) of 2023 registered under Sections
498A and 323 of the Indian Penal Code.

3. Learned counsel appearing on behalf of the petitioner
submits that the petitioner is the husband of the Opposite party
no. 2. 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.

4. 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 or surrender before the learned court
below within a period of six weeks from today, on furnishing
bail bond of Rs.10,000/- (Rupees Ten Thousand) with two



sureties of the like amount each to the satisfaction of Judicial Magistrate-I, Patna in connection with Complaint Case No. 843(C) of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C 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 savings bank account number for its communication to the petitioner.

(ii) Petitioner would deposit the aforesaid maintenance amount per month in the savings bank account of the O.P. 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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