

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82248 of 2023

Arising Out of PS. Case No.-104 Year-2023 Thana- CHAUSA District- Madhepura

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Anil Mandal @ANIL Kumar Mandal Son Of Dukha Mandal @ Dukhu Mandal Resident Of Village- Banskola (BASKOLA), Po- Sakri Gali Ward No. 05, Ps- Taljhari, Dist- Sahebganj (JHARKHAND)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Puja Kumari Daughter Of Akhilesh Singh Resident Of Village- Basaitha, Kangali Tola, Ward No. 08, Ps- Chausa, Distt- Madhepura

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Pawan Kumar, Adv.
For the State	:	Mr. Pramod Kumar Pandey, APP
For the O.P. No. 2	:	Ms. Priyanka Singh, Adv.
		Ms. Supriya Rani, Adv.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 07-05-2024 Heard the parties.

2. The petitioner apprehends his arrest in connection with Chausa P.S. Case No. 104 of 2023 registered under Sections 341, 323, 498A, 379, 504, 506 and 34 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 Sub-Divisional Judicial Magistrate, Uda-kishunganj, Madhepura in connection with Chausa P.S. Case No. 104 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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