

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82040 of 2023

Arising Out of PS. Case No.-348 Year-2023 Thana- DARBHANGA COMPLAINT CASE
District- Darbhanga

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AKLESH MANDAL @ AKHILESH MANDAL SON OF LATE
SINGHESWAR MANDAL @ SHIVJI MANDAL R/O VILLAGE-
PATHERPATTI, P.S.- KEOTI, DIST.- DARBHANGA

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. PRAMILA DEVI WIFE OF AKHILESH MANDAL R/O PATHERPATTI,
P.S.- KEOTI, DIST.- DARBHANGA

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Kanchan Jha, Advocate
For the State	:	Ms. Pushpa Sinha, APP
For Opposite Party No.2	:	Mr. Girish Chandra Jha, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 19-03-2024 Heard learned counsels for the parties.

2. The petitioner, husband of the complainant/O.P.-2,
apprehends his arrest in Darbhanga Complaint Case No. 348(C)
of 2023 registered for the offence punishable under Sections
498A and 323.

3. As per complaint case, this petitioner is alleged to
have committed torture and harassment with the
complainant/O.P.-2 due to non-fulfillment of demand of dowry.

4. Learned counsel for the petitioner submits that
petitioner is ready to give maintenance amount of Rs. 3,000/-
(three thousand rupees) per month, starting from this month, to
complainant/O.P.-2.



5. 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 rupees) per month to complainant/O.P.-2***, in the event of arrest/surrender within a period of six weeks from today, let the petitioner, above-named, 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 learned Judicial Magistrate 1st Class, Darbhanga, in connection with Darbhanga Complaint Case No. 348(C) of 2023, subject to condition as laid down under Section 438(2) of Cr.P.C. with further following conditions:

“(A.) Complainant/O.P.-2 would file an affidavit before the court below and bring on record her saving bank account number for its communication to the petitioner.

(B.) Petitioner would deposit the aforesaid maintenance amount per month in the saving bank account of the complainant/O.P.-2.

(C.) 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.

(D.) 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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