

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85592 of 2023

Arising Out of PS. Case No.-251 Year-2023 Thana- MANIYARI District- Muzaffarpur

Vikash Kumar age 34, S/o Vinod Thakur Village - Mahamadapur Alam, P S-
Maniyari District- Muzaffarpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rajani Kumari W/o Vikash Kumar Resident of Village - Mahamadpur Alam , P.S.- Maniyari, District - Muzaffarpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Mrityunjay Kumar , Advocate
For the Opposite Party/s	:	Mr. Nirmal Kumar Sinha, APP
For OP 2	:	Mr. Dinu Kumar , Advocate
		Mr. Vardaan Mangalam , Advocate
		Mrs. Ritika Rani , Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 30-04-2024 1 . 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 Sections 323 , 506, 498 (A) and 34 of the
Indian Penal Code and 3/ 4 of the D. P Act.

3 . Learned counsel for the petitioner submits that the
petitioner offers and undertakes that he is ready to give



maintenance amount of Rs. 5000/-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. 5000/- 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 learned SDJM West Muzzaffarpur in connection with Maniyar P S Case No. 251 of 2023 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure as well as on the following conditions:-

(1) 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.

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

(3) 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.

(4) 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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