

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13648 of 2025

Arising Out of PS. Case No.-600 Year-2024 Thana- AURANGABAD COMPLAINT CASE
District- Aurangabad

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Rahul Kumar S/O Sikandra Singh R/O Village- vishunbigha, P.O- Akhori Gola, P.S- Akhori Gola, Distt.- Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rewati Kumari W/O Rahul Kumar, D/O Ram Pravesh Yadav R/O Village- Jhiktiya, Post- Pirauta, P.S- N.T.P.C. Khaira, Distt.- Aurangabad.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Rahul Kumar Singh
For the Opposite Party/s	:	Ms. Sangeeta Sharma
For the O.P. No. 2	:	Mr. Santosh Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 12-05-2025 1. Heard learned counsel for the petitioner, learned A.P.P. for the State and the learned counsel appearing on behalf of the O.P. No. 2.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 323, 498(A), 354(A), 504 and 34 of the Indian Penal Code read with Sections 3 and 4 of the Dowry Prohibition Act.

3. Learned counsel for the petitioner submits that petitioner, being husband, has been falsely implicated in the instant case by the O.P. No. 2. It is further submitted that the case was referred for mediation, but then mediation failed. It is also submitted that presently the relationship has soured to an



extent where it is not possible to revive the conjugal relationship, but then with passage of time and on intervention of well wishers, the parties may resolve their dispute amicably. It is also submitted that petitioner, being husband, is aware of his responsibility and is willing to pay a monthly maintenance of Rs. 3600/- which shall commence from 01.06.2025.

4. The learned counsel appearing on behalf of the O.P. No. 2 submits that since petitioner is willing to pay a monthly maintenance of Rs. 3600/- to the O.P. No. 2 as such no useful purpose would be served by sending the petitioner to jail, as chances of future reconciliation will also get marred.

5. The learned counsel appearing on behalf of the O.P. No. 2 further submits that he will *Whatsapp* the bank account number of the O.P. No. 2 on the *Whatsapp* number of the learned counsel appearing on behalf of the petitioner and the learned counsel appearing on behalf of the petitioner undertakes to communicate the same to the petitioner so that the monthly maintenance, as agreed, commences from 01.06.2025.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on



anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Complaint Case No. 600 of 2024 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

7. However, it is made clear that the O.P. No. 2 shall be at liberty to file an application before this Court seeking cancellation of the anticipatory bail granted to the petitioner in the event if the petitioner does not deposit the amount of monthly maintenance, as agreed, for two consecutive months.

8. It is made clear that if a Court of competent jurisdiction fixes maintenance, in that event the present maintenance shall stop.

9. Accordingly, the instant anticipatory bail application is allowed.

(Satyavrat Verma, J)

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