

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17067 of 2024

Arising Out of PS. Case No.-1291 Year-2022 Thana- NAWADAH COMPLAINT CASE
District- Nawada

=====

Vikash Kumar @ Sovindra S/O Late Umesh Prasad Resident Of Village-
Sufalbigha, P.S. Mufassil, District- Nawada ... Petitioner
Versus

1. The State Of Bihar
2. Priti Kumari W/O Vikash Kumar @ Sovindra, D/O Kapildev Prasad
Resident Of Village- Sufalbigha, P.S. Mufassil, District- Nawada. At Present
Resident Of Village- Dedaur, P.S- Mufassil, Distt.- Nawada.
... .. Opposite Parties

=====

Appearance :

For the Petitioner : Mr.Manmohan Kumar, Advocate
For the Opposite Parties : Mr.Pradeep Narain Kumar, A.P.P.
Mr. Amit Ranjan, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 03-01-2025 Heard learned counsel for the petitioner, the State
and opposite party no.2.

2. The petitioner apprehends arrest in a case
registered for the offence punishable under sections 498A/323
of the Indian Penal Code.

3. Learned counsel for opposite party no.2 submits
that though the settlement had been arrived at between the
parties vide mediator's report dated 29.11.2024, but petitioner
has violated the condition of settlement and refused to take
opposite party no.2 to his house. Thus, in spite of efforts,
dispute between the parties could not be resolved through
process of mediation.

4. Considering the mediator's report as well as the
present development, let the petitioner pay maintenance amount
of Rs. 3000/-per month, starting from this month to the opposite
party no.2 and that being so, in the event of arrest/surrender
within a period of eight 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 Judicial Magistrate 1st class, Nawada in Complaint Case No. 1291 of 2022, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure 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 saving bank account number for its communication to the petitioner.

(ii) Petitioner would deposit the aforesaid maintenance amount per month in the saving bank account of the opposite party 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)

Shashi

U		T	
---	--	---	--

