

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29081 of 2025

Arising Out of PS. Case No.-151 Year-2019 Thana- COMPLAINT CASE - BIRAUL AT
BENIPUR District- Darbhanga

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Premavtar Bharti @ Firoz Bharti@ Firoz Bhari S/o Late Ram Awatar Bharti
R/o Village- Maheshpur, P.S.- Maheshpur, Distt- Pakur, Jharkhand

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kalpna Kumari W/o Premavtar Bharti @ Firoz Bharti, D/o Vishvambar Paswan R/o Vill- Maheshpur, P.S.- Maheshpur, Dist- Pakur (Jharkhand), at present Vill- Gyashpur, P.S.- Kusheshwar Asthan, Distt- Darbhanga

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Ranjeet Patel, Advocate
For the State	:	Mr. Shailendra Kumar, APP
For the Complainant	:	Mr. Vinay Kr. Mishra, Advocate

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CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

4 10-12-2025 Heard learned counsel for the petitioner as well as learned
APP for the State and the learned counsel for O.P. No. 2.

2. The petitioner apprehends his arrest in connection with
Biraul Complaint Case No. 151 of 2019, registered for the offence
punishable under Section 341, 323, 379, 498(A), 504 and 506 of the
IPC.

3. It is a case of matrimonial dispute.

4. Vide order dated 16.09.2025, the matter was referred to
the Patna High Court Mediation and Conciliation Centre. The report
of the learned Mediator shows that the matter could not be resolved
between the parties and therefore, the mediation failed.

5. The learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in the



present case. The petitioner is a person of clean antecedent. He has submitted further that the petitioner is ready to pay Rs. 5,000/- per month as interim maintenance to opposite party no. 2.

6. Considering the above-mentioned facts and circumstances, especially the fact that the petitioner is ready to pay Rs. 5,000/- per month as interim maintenance to opposite party no. 2, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Biraul, Darbhanga in connection with Biraul Complaint Case No. 151 of 2019, subject to the conditions as laid down under Section 438(2) Cr.P.C./ 482(2) of BNSS, 2023.

7. The petitioner is directed to pay Rs. 5,000/- per month as interim maintenance to opposite party no. 2 (the complainant). The interim maintenance granted by this Court shall be subject to adjustment, if any other court grants maintenance to the opposite party no. 2.

(Nawneet Kumar Pandey, J)

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