

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38017 of 2024

Arising Out of PS. Case No.-2616 Year-2022 Thana- SIWAN COMPLAINT CASE District-
Siwan

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Raju Kumar @ Raju Yadav @ Raju Kumar Yadav Son Of Akhileshwar Prasad
@ Akhileshwar Prasad Yadav @Jhulan Yadav Village- Mahammda, Ps-
Bhagwanpur Hat, Dist- Siwan

... .. Petitioner/s

Versus

1. The State of Bihar
2. Smt. Banti Kumari Wife Of Raju Yadav @ Raju Kumar @ Raju Kumar
Yadav Village- Mahammda, Ps- Bhagwanpur Hat, Dist- Siwan P/A- Village
And Po- Bharatpura, Ps- Gb Nagar, Dsit- Siwan

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Satyendra Rai, Advocate
For the Opposite Party/s :	Mr. Chandra Bhushan Prasad, A.P.P.
	Mr. Aakash Choudhary, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 23-06-2025 Heard learned counsel for the parties.

2. The petitioner apprehends arrest in a case registered
for the offences punishable under Sections 323, 341, 406, 498A,
354, 506 of the Indian Penal Code and Section 3/4 of the Dowry
Prohibition Act.

3. Learned counsel appearing for the petitioner, while
denying the allegations, submits that the petitioner is innocent
and has falsely been implicated in this case because he happens
to be husband of opposite party no.2. Petitioner is ready to keep
her with honour and safety. Besides this, petitioner is ready to
give Rs. 3000/- per month to opposite party no.2 by way of



temporary relief/solace, starting from this month, subject to any order passed in matrimonial, maintenance or connected proceedings.

4. In view of the undertaking of learned counsel for the petitioner, in the event of arrest/surrender within a period of eight weeks from today, let the 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 Sub-Divisional Judicial Magistrate, Siwan in connection with Complaint Case No. 2616 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:-

‘(1) Opposite party No. 2 would file an affidavit before the court below and bring on record her savings bank account number for its communication to the petitioner.

(2) Petitioner would deposit the aforesaid maintenance amount per month in the savings 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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