

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40125 of 2025

Arising Out of PS. Case No.-1589 Year-2023 Thana- WEST CHAMPARAN COMPLAINT
District- West Champaran

Suraj Giri S/o Mathura Giri R/o Village- Mainatand, Hazam Tola, P.O. and
P.S.- Mainatand, Dist.- West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Radhika Kumar @ Radhika Devi W/o Suraj Giri D/o Mahesh Awghan, R/o
Village- Mainatand Hazam Tola, P.O. and P.S.- Mainatand, Dist.- West
Champaran, at present R/o Mohalla- Balua, Ward No. 5, Nautan Dubey, P.S.-
Nautan, District- West Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Akhileshwar Kumar Shrivastva, Adv.
For the Opposite Party/s	:	Mr.Nityanand, APP
For the O.P. No. 2	:	Mr. Sharda Nand Rai, Adv. Mr. Avinash Raj, Adv.

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 27-11-2025 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 Complaint Case No. 1589-C/2023 registered for the
offence punishable under Section 498(A)/34 of the Indian Penal
Code and Section 4 of D.P. Act.

3. It is a case of matrimonial dispute.

4. Vide order dated 03.09.2025, 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. He has submitted further that the petitioner is ready to pay Rs. 3,000/- per month as interim maintenance to opposite party no. 2.

6. On the other hand, the learned counsel for O.P. No. 2 has opposed the prayer for grant of anticipatory bail to the petitioner.

7. Considering the above-mentioned facts and circumstances, especially the fact that the petitioner is ready to pay Rs. 3,000/- 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 Sub Divisional Judicial Magistrate, Bettiah, West Champaran in connection with Complaint Case No. 1589-C/2023, subject to the conditions as laid down under Section 438(2) Cr.P.C./ 482(2) of BNSS, 2023.

8. The petitioner is directed to pay Rs. 3,000/- per month as interim maintenance to opposite party no. 2 (the



informant). 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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