

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54981 of 2023

Arising Out of PS. Case No.-656 Year-2022 Thana- NAWADAH COMPLAINT CASE
District- Nawada

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KUNDAN KUMAR SON OF UMESH CHOUDHARY RESIDENT OF
VILLAGE - JARHIYA, P.S. - SITAMARHI, DISTRICT - NAWADA

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. MAMTA KUMARI DAUGHTER OF SITAL CHOUDHARY RESIDENT
OF VILLAGE - PACHRUKHI, P.S. - AKBARPUR, DISTRICT - NAWADA

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Sheo Kumar Prasad, Adv.
For the Opposite Party/s :	Mr.Sanjay Kumar Sharma,APP
	Mr.Pramod Kumar Yadav, Adv.for OP-2

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 05-02-2025 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for opposite party no. 2.

2. The petitioner, husband of opposite party no. 2,
apprehends his arrest in a complaint case punishable for the
offence under Sections 323, 498(A), 504 of the Indian Penal
Code.

3. At the outset, learned counsel for the petitioner
submits that the dispute between the parties has been settled
amicably through the process of mediation and both parties have
agreed to live together, as husband and wife. Petitioner also
undertakes to keep opposite party no. 2 with full respect and
dignity (Mediator's report at flag 'M').



4. Learned counsel for the opposite party no. 2 does not dispute the aforesaid contention and confirms the fact regarding the settlement entered into between the parties.

5. In view of aforesaid facts and circumstances, in the event of arrest/surrender within a period of eight weeks from today, let the petitioner, as named above, 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 learned AC.J.M. - VI, Nawada in connection with Complaint Case No. 656 of 2022, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure with condition *that petitioner shall abide by all the terms & conditions, mentioned in Memorandum of Agreement, failing which, the learned Court below would be at liberty to cancel the bail-bond of petitioner.*”

(Prabhat Kumar Singh, J)

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