

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72471 of 2025

Arising Out of PS. Case No.-245 Year-2024 Thana- BEGUSARAI COMPLAINT CASE
District- Begusarai

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Md. Mubarak S/o Md. Abbas R/o Village - Jayrampur, P.S- Bhagwanpur,
District - Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. Samina Khatoon W/o Md. Mubarak R/o Village - Jayrampur, P.S- Bhagwanpur, District - Begusarai Presently residing at - D/o - Md. Raju, R/o Village - Pipra Dodraj Nonpur, Ward No.-08, P.S - Teghra, District - Begusarai, Mobile no. 9019512261

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Suneil Kumar Thakur, Adv
For the Opposite Party/s :	Mr.Md. Fahimuddin, APP
	Mr. Sandip Kumar Gautam, Adv

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 12-11-2025 **1.** Heard learned counsel for the petitioner and

learned A.P.P. for the State along with learned counsel for OP

No. 2.

2. The petitioner apprehends his arrest in a case

registered for the offences punishable under Section 498A of the

Indian Penal Code read with Section 4 of the Dowry Prohibition

Act.

3. The learned counsel for the petitioner submits that

petitioner being husband has been falsely implicated in the

instant case by the complainant. It is next submitted that the

relationship in between the petitioner and the complainant has



deteriorated to an extent where it is not possible to revive the conjugal relationship in the present, but then it is submitted that with passage of time and on intervention of well-wishers, the parties may resolve their dispute amicably. It is further submitted that petitioner being husband is aware of his responsibility, as such petitioner is willing to pay a monthly maintenance of Rs. 3,000/- (Three thousand) to the OP No. 2, which shall commence from 1-12-2025.

4. Learned counsel appearing on behalf of the OP No. 2 also submits that since petitioner is willing to pay a monthly maintenance of Rs. 3,000/-, as such no useful purpose would be served by sending the petitioner to jail. It is also submitted that in the event, if the petitioner is sent to judicial custody, chances of future reconciliation will also get marred. It is next submitted that he will WhatsApp the bank account number of the OP No. 2 on the WhatsApp number of the learned counsel for the petitioner and the learned counsel for the petitioner undertakes to forward the same to the petitioner so that the monthly maintenance commences from 1-12-2025.

5. Considering the submission made by the learned counsel for the parties, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a



period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Complaint Case No. 245 of 2024 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. However, it is made clear that OP No. 2 shall be at liberty to file an application before this court seeking cancellation of the anticipatory bail granted to the petitioner, in the event if the petitioner does not deposit the monthly maintenance as agreed for two consecutive months.

7. It is further made clear that the present maintenance shall stop, if a court of competent jurisdiction fixes the maintenance.

(Satyavrat Verma, J)

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