

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.28978 of 2010**

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Shatrughan Prasad, son of Rajbanshi Prasad, resident of village Nawka Tola, Churamanpatti, P.S. Nautan, district West Champaran

.... Petitioner

Versus

1. The State Of Bihar
2. Tetri Devi, W/O Shatrughan Prasad, resident of village Nawka Tola, Churamanpatti, P.S. Nautan, at present resident of village Hichopal, P.S. Sathi, district West Champaran, at present w/o Chhotelal Mahto @ Chhotelal Kushwaha, resident of village Mahuawa, Bishunpurawa, P.S. Shikarpur, district West Champaran
3. Chhotelal Mahto @ Chhotelal Kushwaha, resident of village Mahuawa, Bishunpurawa, P.S. Shikarpur, district West Champaran

.... Opposite Parties

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**Appearance :**

For the Petitioner	:	Mr. Sanjeev Kumar No. 1, Adv.
For the State	:	Mr. Parmeshwar Mehta, APP
For the complainant	:	Mr. Gauri Shankar Thakur, Adv.

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**CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD**  
**ORAL ORDER**


10 31-03-2014

Heard learned counsel for the petitioner, complainant and the State.

This is a petition for grant of anticipatory bail for offence under Section 498A of the Penal Code.

The learned counsel for the petitioner submits that the petitioner is ready to keep the victim-wife with due dignity. The learned counsel for the complainant, however, contends that the complainant is not ready to live with the petitioner, as earlier also the petitioner has taken the victim on compromise, but driven her out.

Hence, having regard to the facts and circumstances of the case, the petitioner, above named, in the event of his arrest or surrender, within four weeks from the date of receipt of this order, is directed to be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with



two sureties of the like amount each in connection with **Trial No. 2355 of 2006 arising out of Complaint Case No. 57/C of 2006** to the satisfaction of the **Sub Divisional Judicial Magistrate, West Champaran at Bettiah**, subject to the conditions laid down in Section 438(2) of the Criminal Procedure Code and the petitioner will keep the victim-wife with due dignity and if the complainant is not ready to live with the petitioner, then, the petitioner shall pay Rs.1000/- per month as maintenance. However, the payment of maintenance shall be subject to the order passed by any competent Court.

**(Gopal Prasad, J)**

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