

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.36095 of 2014

Arising Out of PS.Case No. -null Year- null Thana -null District- KATIHAR

- =====
1. Sushma Bharti @ Pinki, wife of Shri Raj Kumar Raju, resident of village Bela, P.S. Sarsi, Distt. Purnea and daughter of Shri Vinodanand Mandal of village Bhangaha, P.S. Falka, Distt. Katihar.
 2. Dwij Kumar
 3. Mouj Kumar
- Sl. Nos. 2 and 3 are minor sons of Raj Kumar Raju and represented through Sushma Bharti, the Petitioner No. -1, residing at village Bhangaha, P.S. Falka, Distt. Katihar.

.... Petitioner/s

Versus

1. The State of Bihar
2. Shri Raj Kumar Raju, son of Shri Jagdish Mahto, resident of village Bela, Post Office Champawati, P.S. Sarsiu, Distt. Purnea, at present posted as an Assistant Cash Accountant (Cashier) in the State Bank of India – Brnach at Dalkola, P.S. Karandighi, Distt. Uttar Dinjajpur (West Bengal) and now transferred to an posted as Branch Manager in the State Bank of India, Branch at Balsi, Distt. Bakora, West Bengal.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Arun Prasad Ambastha, Adv.
For the State : Mr. Dilip Kumar, A.P.P.
For the Opposite Party No. 2 : Mr. Jibendra Mishra, Adv.

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 30-09-2015

The Parties were summoned in Chambers to explore as to whether there would be any settlement but it does not seem possible. It seems that the Petitioner is not ready to live with the Opposite Party No. 2 without any reasonable cause.

In such circumstances, the application so far as the Petitioner No. 1 is hereby dismissed.

However, since there is no dispute with regard to the

Petitioners No. 2 and 3 being the children of the Opposite Party No. 2, he shall deposit a sum of Rs.5,000/- (Five thousand) per month in the Court below from the date of this order for their upkeep. He shall also have visitation rights to the children.

With the aforesaid observation, the application stands disposed off.

S.Ali/-

(Anjana Prakash, J)

U		T	
---	--	---	--