

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35537 of 2015

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Kamdev Ravidas S/o late Balgobind Ravidas Resident of village Khojpura,
P.S. Telhara, District Nalanda.

..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar

For the Opposite Party/s : Mr. S.D.Singh Yadav(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 19-08-2015

The present application has been filed for
modification of order dated 01.05.2013 passed in Cr. Misc. No.
14183 of 2013 for extending the period of surrender.

The petitioner was granted provisional
anticipatory bail for one year on readiness of the petitioner to keep
the complainant as wife with full dignity and honour in connection
with Complaint Case No. 417C of 2011 wherein processes were
directed to be issued after cognizance being taken for the offence
punishable under Sections 498A of the IPC and 3/4 of Dowry
Prohibition Act, pending in the court of learned Chief Judicial
Magistrate, Sheikhpura.

The provisional bail was to be confirmed by
the learned court below if the matrimonial harmony is

substantially restored or if the complainant deliberately refuses to reside with the petitioner.

Considering the fact that the petitioner was granted provisional anticipatory bail vide order dated 01.05.2013 for one year whereas the present modification application has been filed on 31.07.2015 much after the lapse of the period of provisional anticipatory bail, this Court is not inclined to entertain the present modification application.

Accordingly, this modification application is disposed of.

Let the learned court below consider the prayer for regular bail of the petitioner keeping in view of the fact that the petitioner is ready to keep the complainant as wife with full dignity and honour.

(Dinesh Kumar Singh, J)

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