

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.29107 of 2013

Arising Out of PS.Case No. -471 Year- 2012 Thana -GAYA COMPLAINT CASE District- GAYA

1. Saroj Kumar Sahu @ Saroj Sao, S/O Shree Raghunandan Sao, resident of village- Old Station Road, Rower Killa, P.S.- Udit Nagar, District- Sundergarh Orissa.

.... Petitioner/s

Versus

1. The State of Bihar,
2. Puja Kumari, W/O Saroj Sao, D/O Ishwar Sao, at present resident of Krothar, P.S.- Fatehpur, in the district of Gaya

.... Opposite Party/s

With

Criminal Miscellaneous No. 43872 of 2013

Arising Out of PS.Case No. -471 Year- 2012 Thana -GAYA COMPLAINT CASE District- GAYA

1. Raghunandan Sahu @ Raghunandan Sao S/O Late Punit Sahu,
2. Chamni Devi, wife of Raghunandan Sahu, both resident of village- Basant Colony, Old Station Road, Rower Killa, P.S. Udhit Nagar, in the district of Sundergarh, Orissa

.... Petitioner/s

Versus

1. The State of Bihar
2. Puja Kumari, wife of Saroj Sao, daughter of Ishwar Sao, at present resident of Krothar, P.S.- Fatehpur, in the district of Gaya

.... Opposite Party/s

Appearance :

(In both cases)

For the Petitioner/s : Mr. Braj Nandan Tiwary, Advocate

For the Opposite Party/s : Mr. Rabindra Kumar Sinha, Advocate
APP

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 02-07-2015

1. Counsel for the Petitioners produces eight revalidated Demand Drafts for the total sum of ₹4,00,000/-(four lac) which the counsel for the Opposite Party No.2 receives and signs in the margin of the order-sheet in token of receipt of the same.

2. Considering such understanding, in the interest of the parties, entire proceeding including the order of cognizance dated 05.11.2012 passed by the Sub-Divisional Judicial Magistrate, Gaya, in Complaint Case No. 471 of 2012, is hereby set aside.

3. Learned counsel for the Opposite Party No.2 produces the order of the Judge, Family Court, Rourkela, passed in Criminal Proceeding No.06 of 2014 by which the Court has permitted withdrawal of the case filed under Section 125 Cr. P. C. by the Opposite Party No.2. Let it be kept with the record.

4. It is expected that the parties within four weeks from today will file an application under Section 13-B of the Hindu Marriage Act before the Principal Judge, Family Court, Gaya, upon which the Court shall pass necessary orders expeditiously in view of categorical statement of two adults that they do not want to continue the matrimonial relationship.

5. With the aforesaid observation, the applications stand disposed off.

(Anjana Prakash, J)

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