

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.545 of 2014

Arising Out of PS.Case No. -155 Year- 2009 Thana -null District- JEHANABAD

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1. Md. Tamanna son of Late Mozibut Rahman resident of mohalla Pathak Toli, P.S. and District Jehanabad.
 2. Kuraisha Khatoon wife of Late Abdul Kayum resident of village Belaganj, P.S. Belaganj, District Gaya at present mohalla Pathak Toli, P.S. and District Jehanabad.
 3. Md. Aslam son of Md. Nasir Khan
 4. Md. Shakur son of late Makduman Mian
 5. Jubaida Khatoon wife of Md. Shakur
 6. Md. Chand son of Md. Shakur (Paramjeet Kumar), Petitioner no. 3 to 6 are resident of village Kinjer P.S. Kinjer, District Arwal (wrongly shown to be resident of Pathak Toli, P.S. and District Jehanabad.)

.... Petitioner/s

Versus

1. The State of Bihar
2. Mehrun Nisha wife of Late Md. Tahir Hussain resident of mohalla Pathak Toli, P.S. and district Jehanabad.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Md. Imteyaz Ahmad, Advocate
For the Respondent/s : Mr. Madhuranand Jha, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 28-09-2015

The parties agree that they will have no objection if the Complainant comes and lives in the matrimonial home since now she is a widow and that is her rightful claim.

In view of such understanding, the revision against the judgment of conviction dated 28.5.2014 passed by the Additional Sessions Judge III, Jehanabad in Criminal Appeal No.32 of 2013/22 of 2014 is hereby disposed of with the aforesaid observations without setting aside the conviction.

However, the Petitioners shall not undergo sentence as awarded by the Court below and shall deposit Rs.1000/- each as fine, in default of which further imprisonment as decreed by the Court below. The same shall be disbursed to the Complainant within three weeks from the date of receipt of this judgment.

(Anjana Prakash, J)

Narendra/-

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