

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6779 of 2016

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1. Umesh Prasad Chaurasia son of Shivcharan Bhagat, resident of Village-
Bhawanipur, Police Station- Srinagar, (Pujaha), District- West Champaran.
..... Petitioner/s

Versus

1. The State of Bihar
2. Dhanwanti Devi wife of Umesh Prasad Chaurasia, daughter of Harihar
Prasad Chaurasia, resident of Village- Beldarwa, P.S.- Adapur, District-
West Champaran.
..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Kishun Prasad
For the Opposite Party/s : Mr. Karandeep Kumar
For the State : Mr. U.L. Verma, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 29-08-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State as well as learned
counsel appearing on behalf of opposite party No. 2.

This application for modification has been filed to modify
the terms in the order passed by this Court in Cr. Misc. No. 21043
of 2014 dated 25.11.2014.

Learned counsel for the petitioner submits that, though he
is paying maintenance to the opposite party No. 2, yet a further
direction has been issued by this Court calling upon the petitioner
to pay a further amount of rupees fifteen hundred. He thus seeks
modification of the condition fixed by this Court to pay a further
amount of rupees fifteen hundred and has annexed photostat copy
of the orders passed by the Court below in favour of the opposite

party No. 2. However, after perusal of all the documents annexed by the petitioner and the submission advanced by the learned counsel appearing on behalf of opposite party No. 2, no amount whatsoever has been given to the opposite party No. 2 for her sustenance and that even the maintenance amount which was due to her, has not been paid to her till date.

In view of the above, I am not inclined to modify the terms in the order dated 25.11.2014 passed in Cr. Misc. No. 21043 of 2014. The application for modification is thus rejected.

(Anjana Mishra, J)

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