

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6714 of 2015

Arising Out of PS.Case No. -70 Year- 2012 Thana -SAHPUR District- PATNA

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Soni Kumari Wife of Chandradeo Sinha @ Rahul Resident of Village-
Mathiyapur, P.S.- Shahpur, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar
2. Chandradeo Sinha @ Rahul Son of Uday Narayan Singh Resident of
Village- Mathiyapur, P.S.- Shahpur, District- Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit

For the Opposite Party/s : Mr. Ram Chandra Sahni (App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**
ORAL ORDER

02/ 26-10-2016

None appears.

The present application has been filed for
cancellation of bail, granted to opposite party no. 2 vide order
dated 23.11.2012 passed in Cr. Misc. No. 40775 of 2012 in
connection with Shahpur P.S. Case No. 70 of 2012, pending in the
court of learned ACJM, Danapur.

The opposite party no. 2 being the husband of
the petitioner-informant was granted provisional anticipatory bail
for one year in a case registered for the offences punishable under
Sections 341, 323, 498A, 380 the Indian Penal Code and 3/4 of
Dowry Prohibition Act, on the submission on behalf of opposite
party no. 2 that he is ready to keep the petitioner-informant as wife

with full dignity and honour. The provisional bail was to be confirmed within one year by the learned court below in three eventualities:- (i) if the matrimonial harmony is substantially restored or (ii) if the informant deliberately refuses to reside with opposite party no. 2 or (iii) if the informant fails to appear before the learned court below.

There is nothing on the record to suggest that the provisional bail of opposite party no. 2 has confirmed. It appears that the period of provisional bail has lapsed on 22.11.2013, hence the opposite party no. 2 is no longer on provisional bail.

In the circumstances, the present application for cancellation of provisional bail of opposite party no. 2 has become infructuous and accordingly, it is disposed of.

Let the learned court below pass appropriate order in the matter.

DKS/-

(Dinesh Kumar Singh, J)

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