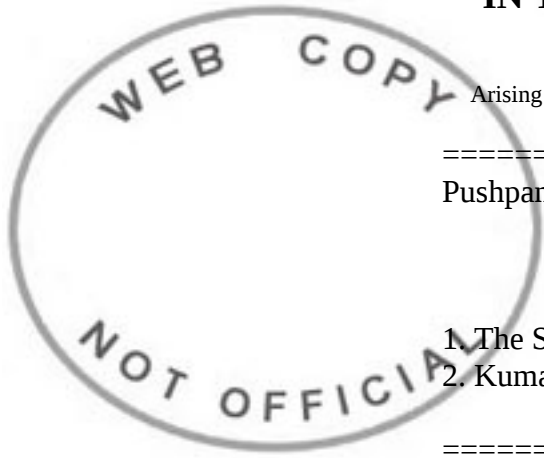




**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.22112 of 2014**

Arising Out of PS.Case No. -1838 Year- 2011 Thana -BHOJPUR COMPLAINT CASE District-  
PATNA

=====

Pushpanjali Kumari Daughter of Chaurbhuj Singh.

.... .... Petitioner/s

Versus

1. The State of Bihar.  
2. Kumar Anand sonof Bhuneshwar Singh

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Rahul Nath

For the Opposite Party/s : Mr. Sanjay Kr. Singh (App)

=====

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

2      26-10-2016                      Heard   learned   counsels   for   the   petitioner-  
complainant and the State.

The present application has been filed for  
cancellation of bail, granted to opposite party no. 2 being the  
husband of the petitioner-complainant vide order dated  
24.10.2013 in Criminal Miscellaneous No.24520/2013 in  
connection with Complaint Case No.1838C/2011, pending in the  
Court of learned SDJM, Bhojpur, wherein process has been  
directed to be issued after cognizance being taken under sections  
498A of the Indian Penal Code and 3/4 of the Dowry Prohibition  
Act.



The opposite party no.2 being husband of petitioner-complainant was granted provisional anticipatory bail for one year, on undertaking to take the petitioner-complainant from her parents' house on 12<sup>th</sup> November, 2013 to keep her as wife with full dignity and honour. The provisional anticipatory bail of opposite party no.2 was to be confirmed by the learned Court below in three eventualities :- (i) on substantial restoration of the matrimonial harmony; (ii) or if the complainant is reluctant to reconcile the issue; and (iii) or if the complainant fails to appear before the learned Court below.

It is submitted by learned counsel for the petitioner-complainant that opposite party no.2 failed to comply the undertaking given before this Court.

It appears that the period of provisional bail has lapsed on 23.10.2014, hence, the opposite party no.2 is no longer on provisional bail.

It is further submitted by learned counsel for the petitioner-complainant that there is nothing on record to suggest that the provisional bail of opposite party no.2 has been confirmed by the learned court below.

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.

**(Dinesh Kumar Singh, J)**

Ashwini/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|