

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28096 of 2016

Arising Out of PS.Case No. -516 Year- 2014 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

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1. Kalpana Kumari, wife of Mithilesh Kumar, Daughter of Mithilesh Sah,
Resident of Village- Dharharwa, P.S.- Parihar, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar
2. Mithilesh Kumar, Son of Naresh Prasad R/o- village- Majhauri,
Mehammadpur, @ Purbi Bazar, P.S- Sarai, District- Vaishali.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Santosh Kumar

For the Opposite Party/s : Mr. Sri Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

2 23-11-2016 Heard both sides.

The petitioner/wife has filed this petition for
cancellation of provisional bail granted to opposite party No.2/
husband vide order dated 13.05.2015 passed in Cr. Misc. No.
15138 of 2015.

The opposite party No.2/ husband was granted
provisional bail after hearing the learned counsel for the
complainant/ wife that wife was ready to live with her husband
and the learned court below was directed to make all efforts for
conciliation of the dispute between the husband and wife and if the
dispute is resolved the learned court below was directed to

confirm the provisional bail granted to the husband but till date no order on the provisional bail has been passed by the learned court below.

Hence, I do not find any ground to cancel the provisional bail granted to the husband. Accordingly, the petition is rejected.

The learned court below is directed to pass order on the provisional bail of the husband within two months, allowed in pursuance of the order dated 13.05.2015.

(Prabhat Kumar Jha, J)

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