

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47841 of 2016

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Md. Imtiyaz, son of Md. Ubaid, resident of Village-Bachharpur, P.S.-Pupri,
District-Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Kamran

For the Opposite Party/s : Mr. Sri Tapeswar Sharma

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 16-11-2016

The present application has been filed for
modification of the order dated 16.05.2016 passed in Cr. Misc.
No. 11503 of 2016.

Learned counsel for the petitioner confines
his prayer to the extent of decreasing the amount of monthly
payment of Rs. 5000/-.

The petitioner being husband of the
informant was granted bail in a case registered under Sections
498A/34 of the Indian Penal Code and Section 3/4 of the Dowry
Prohibition Act. The petitioner was granted bail on submission
of the counsel for the petitioner that petitioner is ready to make
payment of Rs. 5000/- per month from June, 2016 to the
informant by second week of every succeeding month and on
accepting the offer of the petitioner by the informant.

It is submitted by learned counsel for the
petitioner that petitioner is now not able to make payment of
Rs. 5000/- per month to the informant since he has to

maintain his ailing mother.

Since the order was passed with the consent of both sides, moreover the said order is subject to any order being passed in matrimonial, maintenance or any connected proceeding, this Court is not inclined to interfere.

Accordingly the modification application stands dismissed in connection with Nanpur P.S. Case No. 223 of 2015, pending in the Court of learned Sub-Divisional Judicial Magistrate, Pupri at Sitamarhi.

(Dinesh Kumar Singh, J)

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