

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25559 of 2016

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Sujata Devi @ Rimpi & Anr

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gopal Govind Mishra

For the Opposite Party/s : Mr. Sri Abhay Kumar - 1

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 13-07-2016

Heard learned counsel for the Petitioner and the
State.

This application has been filed for modification of
the order dated 23.2.2016 passed by this Court in Cr. Misc. 39328
of 2011.

It appears that due to inadvertence in the order
dated 23.2.2016 passed in Cr. Misc. 39328 of 2011, it was directed
that the Divorce Case No. 135 of 2009 pending before the
Principal Judge, Family Court, Bhojpur at Ara, be set aside
whereas the earlier order was that the Parties will file an
application under Section 13B of the Hindu Marriage Act in the
same Divorce Case.

In view of such, the order dated 23.2.2016 passed
by this Court in Cr. Misc. 39328 of 2011 is modified to the extent
that Proceeding of Divorce Case No. 135 of 2009 shall not stand

quashed.

It has further been submitted that Complaint Case No. 2126(C) of 2010 pending before the Sub Divisional Judicial Magistrate, Bhojpur at Ara, is not between the same Party and hence, the order dated 23.2.2016 passed by this Court in Cr. Misc. 39328 of 2011 is also modified to the extent that Proceeding of Complaint Case No. 2126(C) of 2010 pending before the Sub Divisional Judicial Magistrate, Bhojpur at Ara, shall not stand quashed.

The application stands allowed.

(Anjana Prakash, J)

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