

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 26440 of 2014

Arising Out of PS.Case No. -535 Year- 2012 Thana -PATNA COMPLAINT CASE District-
PATNA

- =====
1. Rohit Kumar Son of Sri Ram Bilas Singh at present 311 Field Regiment A.P.O.: 56
 2. Ram Bilas Singh Son of Late Thakur Dayal Singh
 3. Sanjay Singh, Son of Sri Ram Bilas Singh
 4. Hiramani Devi, wife of Sri Ram Bilas Singh All residents of Village : Durgawati Karnpura, Pipra, P.O. & P.S.: Durgawati, District : Kaimur (Bhabua).

.... Petitioner/s

Versus

1. The State of Bihar.
2. Anita Pandey wife of Shri Rohit Kumar resident of Village: Durgawati Karnpura, Pipra, P.O. & P.S.: Durgawati, District: Kaimur (Bhabua), at present residing at Village: Naubatpur, P.O. & P.S.: Naubatpur, District: Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Sada Nand Rai, Advocate

For the I n f o r m a n t : M/s Prabhakar Singh & Rakesh Mohan Singh,
Advocates

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

Date: 12-07-2017

Heard learned counsel for the petitioners, informant and
learned APP for the State.

2 Counsel for the petitioners submits that Opposite Party
No 2, who has implicated them in the criminal proceedings under
Section 498A and other sections of Indian Penal Code, was married
from before with one Mr Manoj Das. He further submits that they
have already taken steps for obtaining divorce with Opposite Party No
2. From the records of the instant case, it transpires that after notice



upon Opposite Party No 2, the matter was referred to the Patna High Court, Mediation & Conciliation Centre and interim report of Mediation Centre shows that efforts of mediation failed due to non-appearance of petitioner No 1.

3 On the allegation levelled against the petitioners specifically in the complaint petition, it is quite apparent that ingredients of the offence, under which cognizance have been taken, are made out.

4 In view of such factual position, this Court cannot interfere with the criminal prosecution under Section 482 of Criminal Procedure Code. This application is dismissed.

(Madhuresh Prasad, J)

M.E.H./-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	13-07-2017
Transmission Date	13-07-2017

