

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30095 of 2017

Arising Out of PS.Case No. -50 Year- 2017 Thana -NABINAGAR District- AURANGABAD

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Rahul Paswan S/o Basant Paswan, resident of Village- Badki Parhi, P.S.-
Nabinagar, District- Aurangabad (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar
2. Sangeeta Devi W/o Rahul Paswan, resident of Village- Japla Datanagar,
P.O.- Japla, P.S.- Husainabad, District- Palamu (Jharkhand).

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh, Sr. Advocate
Mr. Bhaskar Shankar, Advocate
For the State : Mr. Pancha Nand Pandit, APP
For the Informant-O.P. No.2 : Mr. Varun Kumar Trivedi, Advocate

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 28-08-2017 Heard learned counsel for the petitioner, learned
counsel appearing on behalf of Opposite Party No.2 and the
learned A.P.P. for the State.

By order dated 11.07.2017, provisional bail was
granted to the petitioner and both the parties were directed to
appear in chambers. Petitioner has appeared, but Opposite Party
No. 2 has not appeared although her counsel has appeared.

It has been submitted by the learned counsel for
Opposite Party No.2 that petitioner, her husband has solemnized
second marriage and as such, it is not possible for her to stay any
longer with the petitioner.



Learned counsel for the petitioner, however, submits that he is ready for one time settlement with Opposite Party No.2.

Considering the facts and circumstances and the submission of the learned counsel for the petitioner that he is ready for one time settlement, petitioner and opposite party no.2 are directed to appear on the 13th of September 2017 before the learned Additional Chief Judicial Magistrate 1st , Aurangabad in connection with Nabinagar P.S. Case No. 50 of 2017 whereafter learned Court below will make endeavour to resolve the dispute between the parties by way of one time settlement.

It is made clear that the provisional bail granted to the petitioner by this Court vide order dated 11.07.2017 will be confirmed by the learned Court below only when the dispute between the parties is resolved in terms of one time settlement. The provisional bail of the petitioner will also be confirmed if the opposite party no.2 shows her reluctance not to settle the issue.

This application is, accordingly, disposed of.

(Nilu Agrawal, J.)

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