

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3036 of 2014

Arising Out of PS. Case No.-179 Year-2012 Thana- SIWAN MUFFASIL District- Siwan

Punam Devi

... .. Petitioner/s

Versus

State Of Bihar & Anr

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Adv.

For the Opposite Party/s :

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 21-03-2018 Heard.

The present application has been filed for cancellation of provisional bail granted to opposite party no.2 vide order dated 23.11.2012 passed in Criminal Miscellaneous No.40732/2012 in connection with Siwan Mufassil P.S. Case No. 179 of 2012, pending before the learned CJM, Siwan, registered for the offences punishable under sections 498A, 323, 379 and 504/34 of the Indian Penal Code, whereby, the petitioner - opposite party no.2 being husband of informant was granted provisional anticipatory bail for one year, on submission that the petitioner-opposite party no.2 is ready to keep the informant as wife with full dignity and honour and the offer of the petitioner-opposite party no.2 was accepted by the informant, whereupon, both sides agreed to appear before the learned



Court below on 07.01.2013, when the petitioner-opposite party no.2 was supposed to take the informant to keep her as wife. The provisional anticipatory bail of petitioner-opposite party no.2 was to be confirmed by the learned Court below in three eventualities i.e., (i) if the matrimonial harmony is substantially restored or (ii) if the informant deliberately refuses to reside with the petitioner or (iii) if the informant fails to appear before the learned Court below.

It appears that the bail bonds of the opposite party no.2 have been cancelled much before and now he has been granted regular bail by the learned Court below itself.

In the circumstances, learned Counsel for the petitioner seeks permission to withdraw the application with a liberty to file appropriate application before the learned Sessions Judge.

Permission is accorded.

Accordingly, the application is dismissed as withdrawn.

(Dinesh Kumar Singh, J)

Ashwini/-

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