

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25367 of 2017

Arising Out of PS.Case No. -169 Year- 2016 Thana -CHAKAI District- JAMUI

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Ajay Ram, S/o Toto Ram @ Narendra Ram, R/v Boro, P.S.- Giridih
(Town), District- Giridih (Jharkhand).

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Sinha

For the Opposite Party/s : Smt. Anita Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

9. 20-06-2018 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor representing the
State.

Earlier vide order dated 17.01.2018 this
court had directed for issuance of notice to the sole
respondent on her correct address by both the processes.
Service report kept at Flag – ‘X’ and the acknowledge
kept at Flag – ‘Y’ would show that both the notices have
been received by the father of the Opposite Party No. 2.

Learned counsel for the petitioner submits
that in fact this petitioner was granted provisional bail for
two months by this court vide order dated 06.06.2017
taking into consideration the statements made on behalf of
the petitioner that he was willing to live with the



informant and has in fact filed a matrimonial case under Section 9 of the Hindu Marriage Act for Restitution of the Conjugal Rights. After the said provisional bail was granted by this court, the petitioner and Opposite Party No. 2 had settled their disputes amicably and because of that amicable settlement the petitioner remained in the impression that he was not required to take any further steps including that to surrender in connection with this case. This led to violation of the order passed by this court on 06.06.2017. The petitioner however surrendered in the court below on 09.11.2017. A copy of the surrender slip in proof of the same has been brought on record. The petitioner is in custody for over six months since then.

Learned counsel for the State is present.

Considering the facts and circumstances of the case whereunder the disputes relates to a matrimonial issue between the parties, the petitioner is said to have amicably settled the dispute and despite service Opposite Party No. 2 has not appeared to oppose the application, let the above-named petitioner be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand only) with two sureties of the like amount each to the



satisfaction of learned Additional Chief Judicial
Magistrate, Jamui, in connection with Chakai P.S. Case
No. 169/2016.

(Rajeev Ranjan Prasad, J.)

Rajeev/-

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