

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5388 of 2019

Arising Out of PS. Case No.-50 Year-2016 Thana- DARBHANGA District- Darbhanga

Kumari Priyanka, Wife of Mithun Kumar, D/o- Upendra Prasad Diwakar,
Resident of Mohalla -Kabirabad, Basantganj Near Imlighat, P.S.- Town,
District- Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar,
2. Mithun Kumar, son of Bishwanath Bhagat ,Resident of Vilalge- Maksupur
Bara Hazaratganj Chowk Gali No. 3, P.S.- Kasim Bazar, District-Munger,
presently residing at Z UNIT INS Ranaat Viskakhapatnam (Andra Pradesh)
on the Rank of LME

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.S.N.P. Sinha, Sr. Advocate.
For the Opposite Party/s : Mr.A.M.P., APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 06-02-2019 This application has been filed on behalf of the

petitioner for cancellation of pre-arrest bail granted to opposite

party no. 2, vide order dated 03.07.2017 passed in Criminal

Misc. No. 1099 of 2017.

Learned counsel for the petitioner submits that
opposite party no. 2 had filed Criminal Misc. No. 1099 of 2017
for his pre-arrest bail, in which, the petitioner being opposite
party no. 2 was appeared and the matter was referred to
Mediation and Reconciliation Centre, Patna High Court, Patna,
for settlement of dispute and on mediation, the dispute was
settled and opposite party no. 2, who was petitioner in that



petition, took the petitioner at his house but later on, opposite party no. 2 again tortured and removed from matrimonial house.

It appears that the prayer of pre-arrest bail of petitioner was allowed vide order dated 03.07.2017 passed in Criminal Misc. No. 1099 of 2017 after settlement of dispute in Mediation and reconciliation Centre, Patna High Court, Patna. As such, due to further development of misunderstanding in between petitioner and the opposite party no. 2, the pre-arrest bail of opposite party no. 2 could not be cancelled.

Accordingly, this application stands disposed of.

(Rajendra Kumar Mishra, J)

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