

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49265 of 2019

In
CRIMINAL MISCELLANEOUS No.22553 of 2017

Arising Out of PS. Case No.-71 Year-2016 Thana- MAHILA PS District- Jehanabad

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ANJANI KUMAR @ VINIT KUMAR Son of Ashwani Sharma @ Ashwani
Kumar Resident of Village - Metra, P.S.- Ghosi, District- Jehanabad

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Puspa Kumari Wife of Anjani Kumar @ Vinit Kumar Resident of Village -
Metra, P.S.- Ghosi, District- Jehanabad

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shivendra Prasad
For the Opposite Party/s : Mr.Ajit Kumar

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

- 2 07-08-2019 The present application has been filed with a prayer

for modification of the order dated 19.08.2017, passed in Cr.

Misc. No. 22553 of 2017, whereby the petitioner, being the

husband of the informant was granted provisional anticipatory

bail for six months, on the statement made on affidavit before

this Court that the petitioner is ready to keep the informant as

wife with full dignity and honour. The provisional anticipatory

bail of the petitioner was to be confirmed by the learned Court

below in three eventualities, (i) if the matrimonial harmony is

substantially restored or (ii) if the informant fails to appear

before the learned Court below or (iii) if the complainant gets

reluctant to reconcile the issue.



Subsequently, the petitioner preferred Cr. Misc. No. 17213 of 2018 with a prayer for modification of the order dated 19.08.2017, passed in Cr. Misc. No. 22553 of 2017 to the extent of extending the period of surrender. Considering the nature of accusation and the stand of the petitioner to keep the informant as wife with full dignity and honour, this Court, vide order dated 25.04.2018 extended the period of surrender by four weeks and further extended the period of provisional anticipatory bail by six months, with an observation that no further modification application will be entertained.

Considering the fact that order dated 19.08.2017, passed in Cr. Misc. No. 22553 of 2017 has already been modified coupled with the specific observation made vide order dated 25.04.2018, passed in Cr. Misc. No. 17213 of 2018 to the effect that no further modification application will be entertained, this Court is not inclined to interfere.

However, keeping in view the present stand of the petitioner that he is ready to keep the informant as wife with full dignity and honour, let the learned Court below consider the prayer for regular bail of the petitioner and mediate the issue, if the petitioner surrenders within a period of six weeks in connection with Jehanabad (Mahila) P.S. Case No. 71 of 2016,



pending in the Court of learned Chief Judicial Magistrate,
Jehanabad.

Accordingly, the present application is disposed of.

(Dinesh Kumar Singh, J)

Amrendra/-

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