

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.711 of 2018

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Ramesh Kumar Raushan Son of Late Shambhu Saran Resident of Village P.O. Mandil, P.S. Paras Bigha, District Jehanabad.

... .. Appellant/s

Versus

Sangita Kumari @ Radha Devi @ Sanyogita Kumari daughter of Sudarshan Prasad Resident of Village Lakhanpur, P.O. Budhgere, P.S. Muffasil, District Gaya.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Jitendra Prasad Singh
For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH)

4 25-07-2019 It appears that earlier M.A. No. 86 of 2017 was filed by the appellant against the impugned judgment dated 8.4.2016 passed by the learned Principal Judge, Family Court, Jehanabad in Matrimonial Case No. 84 of 2012 whereby the Matrimonial Case filed with a prayer of the appellant for a decree of divorce for dissolution of marriage under Section 13(1-A)(i) of the Hindu Marriage Act, 1955 on the ground of non-resumption of cohabitation for more than one year of passing the decree of judicial separation was dismissed, but the aforesaid Miscellaneous Appeal was dismissed for non-compliance of the peremptory order dated 30.3.2018 passed by a Division Bench of this Court.

After some arguments, learned counsel for the



appellant seeks permission to withdraw this appeal with a liberty to file an application for restoration of Misc. Appeal No. 86 of 2017.

Accordingly, the present appeal is permitted to be withdrawn with the aforesaid liberty.

I.A. No. 1 of 2019

The aforementioned I.A. has been filed for condonation of delay of about 2 years 3 months and 5 days in filing the present appeal.

Since this appeal, on the prayer of learned counsel for the appellant, has been permitted to be withdrawn, no order need be passed on the aforementioned I.A.

Accordingly, Miscellaneous Appeal along with Interlocutory Application stands disposed of.

(Dinesh Kumar Singh, J)

(S. Kumar, J)

Anil/

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