

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70783 of 2019

Arising Out of PS. Case No.-740 Year-2018 Thana- PATNA COMPLAINT CASE District-
Patna

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SUNIDHI KUMARI @ PUJA Wife of Paras Kumar Ram, D/O- Sri
Radheshyam Ram Resident of Mohalla - R.K. Puram Colony, Dreem-Jewel
Apartment Flat No.-608 Block, C, P.O. and P.S.- Danapur, District- Patna

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Paras Kumar Ram Son of Ram Prasad Ram Resident of Village - Dhol Bajja,
P.O.- Kashma Marrar, P.S.- Khajouli, District- Madhubani at Present Posted
Indian Bank Branch Sahpur Pattori, Ramanand Path Pattori (848504),
Samastipur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Ishwar Prasad
For the Opposite Party/s : Mr.Pramod Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 05-02-2020 This application has been filed for cancellation of bail

granted to opposite party no. 2 vide order dated 19.08.2019 passed

in Cr. Misc. No. 18924 of 2019.

It appears from perusal of the record that after report of
the learned Mediator that dispute has been resolved between the
parties on payment of Rs. Ten Lakhs out of which, first installment
of Rs. Three Lakhs Fifty Thousand was to be paid at the time of
filing of petition under Section 13(B) of Hindu Marriage Act
within one month by way of bank draft.

It has been submitted by learned counsel for petitioner
that he has gone for signing the petition under Section 13(B) of



Hindu Marriage Act, but she was threatened and not allowed to sign on the petition.

On the other hand, learned counsel appearing on behalf of opposite party no. 2 submitted that he has already filed a petition before the court below and a cheque of Rs. Three Lakhs Fifty Thousand were produced, on that he was directed to keep cheque and petition on the record. Further submission is that he is still ready to pay the same unless the opposite party no. 2 is ready to sign the petition under Section 13(B) of Hindu Marriage Act.

Considering the submission as made above, I am not inclined to interfere with the order dated 19.08.2019 passed in Cr. Misc. No. 18924 of 2019. However, it is still open to the petitioner to appear before the Court on 24.02.2019 and opposite party no. 2 shall also appear on that date and produce the cheque and if the petitioner is ready to proceed to settled the dispute as per report of the mediator, the cheque will be handed over to her.

With the aforesaid observation, this application is disposed of.

(Vinod Kumar Sinha, J)

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