

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27488 of 2021

In
CRIMINAL MISCELLANEOUS No.9518 of 2020

Arising Out of PS. Case No.-833 Year-2019 Thana- COMPLAINT CASE District- Jamui

ANIL YADAV @ ANIL KUMAR YADAV Son of Kapildeo Yadav Resident
of Village - Pathraito, P.S. and District- Sheikhpura.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Chanchala Devi Wife of Anil Yadav @ Anil Kumar Yadav Daughter of
Lakhan Yadav, Resident of Village - Darkha, P.S.- Sikandra, District- Jamui.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Shiva Shankar Sharma
For the State	:	Mr.A. L. Pandit
For the O. P. No. 2	:	Mr. Prakash Mahto

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 3 03-11-2021 Heard learned Counsel for the petitioner, learned
Counsel for the Opposite Party No. 2 and learned Additional
Public Prosecutor representing the State.

The petitioner has filed this application for
modification in the order, dated 04.03.2020, passed in Criminal
Misc. No. 9518 of 2020, to the extent that the condition of bail
regarding filing of a joint affidavit by the petitioner and his wife
be modified inasmuch as according to the petitioner, as per the
order of this Court, the petitioner had visited the house of
Opposite Party No. 2 on 17.03.2020, but the Opposite Party No.
2 was not ready to accompany the petitioner to her matrimonial



home. He further submits that a further date may be fixed by this Court for appearance/surrender of the petitioner before the learned Court below, from where the petitioner will take along his wife to his home after furnishing the joint affidavit by the petitioner and his wife-Opposite Party No. 2. He further submits that the Opposite Party No. 2, i.e. the wife of the petitioner may also be directed to remain physically present before the learned Court below on the next date fixed in the case.

On the other hand, learned Counsel for the Opposite Party No. 2 submits that the Opposite Party No. 2 is ready to accompany the petitioner from the learned Court below itself and shall be present on the date fixed for appearance/surrender of the petitioner before the learned Court below for furnishing his bail bonds.

As jointly agreed by learned Counsel for the parties, the order, dated 04.03.2020, passed in Criminal Misc. No. 9518 of 2020, is modified to the extent that let the petitioner as well as Opposite Party No. 2 appear before the learned Court below on 25th November, 2021 and shall file a joint affidavit before the learned Court below, stating therein that the petitioner will keep his wife, Opposite Party No. 2 with care, honour and dignity and both the parties shall live together as husband and wife



peacefully, upon which the learned Court below shall release the petitioner on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Jamui/concerned Court, in connection with Complaint Case No. 833 C of 2019.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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