

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72828 of 2019

Arising Out of PS. Case No.-783 Year-2018 Thana- GAYA COMPLAINT CASE District-
Gaya

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Deepak Kumar @ Deepak Kumarj S/o Sri Munna Sharma R/o Village-
Rajbigha, P.S.- Atari, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Putul Devi W/o Dharendra Sharma R/o Village- Rajbigha, P.S.- Atari,
District- Gaya. At present residence of Village- Khushahalpur, P.S.-
Khizarsarai, Post- Sarbahda, District- Gaya.

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr.Arvind Kumar Singh, Advocate
For the State	:	Mr.Kanhaiya Kishore, APP
For Opp. Party No.2	:	Mr. Sanjay Kumar Sharma, Advocate

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 25-04-2022 Heard learned counsel for the petitioner, learned APP

for the State as well as learned counsel for the opposite party

no.2.

The petitioner apprehends his arrest in connection
with Complaint Case No.783 of 2018 registered for offences
under Section 498(A) of the Indian Penal Code and Section 4 of
the Dowry Prohibition Act.

Learned counsel for the petitioner seeks permission to
withdraw this application as the mediation failed.

Learned counsel for the opposite party no.2 says that
she wanted to make one time settlement of the dispute as the



petitioner has remarried and therefore, he avoided to restore matrimonial relationship.

Considering the above submissions of the parties.

If the opposite party no.2 has any grievance with regard to remarriage by the petitioner, she should have approached the police by invoking Section 494 of the Indian Penal Code.

On asking the question as to whether opposite party no.2 has filed any application for maintenance in the Family Court, learned counsel for the opposite party no. 2 informed this Court that the opposite party no.2 has not filed any application for maintenance. If the parties are not availing their legal remedy and they are not aware of their rights, this Court cannot help them.

This application is permitted to be withdrawn.

(Sandeep Kumar, J)

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