

**andIN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL REVISION No.219 of 2017**

Arising Out of PS. Case No.- Year-1111 Thana- District-

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Meena Devi wife of Sanjay Rai, Resident of Village- Sultanpur, Police Station- Industrial Area, District- Vaishali, Presently residing D/o Yugeshwar Rai, Resident of Village- Mangurahi, Police Station- Mahua, District- Vaishali.

... ... Petitioner

Versus

1. State Of Bihar
2. Sanjay Rai Son of Late Butan Rai, Resident of Village- Sultanpur, P.S.- Industrial Area, District- Vaishali.

... ... Respondents

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Singh, Advocate
For the Respondent/s : Mr. Anish Chandra, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

5 17-03-2023 Heard learned counsel for the petitioner, learned counsel for the Opposite Party No.2 and learned counsel for the State.

Learned counsel for the opposite party submits at the very outset that the present revision application has been filed with a prayer to set aside the order dated 30.11.2016. He has no objection in setting aside the order.

Counsel for the petitioner submits that due to inadvertence, such type of pleading has been made but in the prayer portion it has been prayed that O.P. No.2 was directed to pay the monthly maintenance till decision of the Hon'ble Court and therefore, he is confined his prayer only upto extent that the

O.P. No.2 may be directed to pay said monthly maintenance amount till date.

Upon calculation, it comes that the arrear of amount is dues since 76 months and Rs.2000/- per month has been fixed as maintenance amount, as such there are total Rs.1,52,000/- due against the petitioner till date.

O.P. No.2 is ready to deposit the said amount i.e. Rs.1,52,000/- within two months in the account of the petitioner. The account shall be provided by the petitioner before the Principal Judge, Family Court, Vaishali at Hajipur itself.

Counsel for the petitioner seeks withdraw this application in the light of the undertaking given by the O.P. No.2.

Hence, the present criminal revision application is disposed off.

(Dr. Anshuman, J.)

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