

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52062 of 2023
In
CRIMINAL MISCELLANEOUS No.41270 of 2015

Arising Out of PS. Case No.-216 Year-2014 Thana- BIRAUL District- Darbhanga

1. Rati Kant Choudhary @ Ratikant Krishnadev Chaudhari Son Of Late Krishna Deo Choudhary Resident Of Pokhram, P.S. - Biraul, District - Darbhanga, Presently Residing At C/O. Dilip Singh Babu Sahab Colony, Kabilpur, P.O. - Laheriya Sarai, P.S. - Bhadurpur, District - Darbhanga
2. Sunaina Devi @ Sunaina Ratikant Wife Of Rati Kant Choudhary Resident Of Pokhram, P.S. - Biraul, District - Darbhanga, Presently Residing At C/O. Dilip Singh Babu Sahab Colony, Kabilpur, P.O. - Laheriya Sarai, P.S. - Bhadurpur, District - Darbhanga
3. Kamla Kant Choudhary Son Of Late Krishna Deo Choudhary Resident Of Village - Pokhram, P.S. - Biraul, District - Darbhanga
4. Subhash Choudhary @ Subhash Chandra Choudhary Son Of Kamla Kant Choudhary Resident Of Village - Pokhram, P.S. - Biraul, District - Darbhanga
5. Baby Devi Wife Of Subhash Choudhary @ Subhash Chandra Choudhary Resident Of Village - Pokhram, P.S. - Biraul, District - Darbhanga

... .. Petitioner/s

Versus

1. The State Of Bihar Patna
2. Shabnam Devi Wife Of Ushakar Chaudhary Resident Of Village - Pokhram, P.S. - Biraul, District - Darbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Saurav Kumar Suman
For the Opposite Party/s : Mr.Awadhesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 09-08-2023

1. This is an application for modification of the common order dated 10.04.2023 passed in Cr. Misc. No. 41270 of 2015 (arising out of Biraul P.S. Case No. 216 of 2014) with



Cr. Misc. No. 27915/2016 (arising out of Biraul P.S. Case No. 332 of 2014) wherein while disposing of above mentioned cases, this Court was pleased to direct to keep the proceedings of the Biraul P.S. Case No. 216/2014 and Biraul P.S. Case No. 332/2014 in abeyance.

2. Heard the parties.

3. While passing the order dated 10.04.2023, the further proceeding of the Biraul P.S. Case No. 216/2014 has been directed to be kept in abeyance till the disposal of the Matrimonial Case No. 106/2012 at the earliest.

4. The further proceeding of Biraul P.S. Case No. 332 of 2014 was also directed to be kept in abeyance but due to typographical error, the same could not be incorporated in the order dated 10.04.2023.

5. Let the same be corrected and be incorporated in the order dated 10.04.2023 that *“the further proceeding of the Court below in Biraul P.S. Case No. 332 of 2014 shall be kept in abeyance till the disposal of the petitioners case.”*

6. With the aforesaid direction, this application is allowed and the common order dated 10.04.2023 passed in Cr. Misc. No. 41270 of 2015 (arising out of Biraul P.S. Case No. 216 of 2014) with Cr. Misc. No. 27915/2016 (arising out of



Biraul P.S. Case No. 332 of 2014) is modified to the above extent.

(Sandeep Kumar, J)

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