IN THE HIGH COURT OF JHARKHAND, RANCHI
Cr.M.P. No.1265 of 2024

Prabha Singh, aged about 76 years wife of Dhaneshwar Singh, resident of House No.46 Road No.3, Phase -2, Adityapur Garden, 2nd Phase, Road No.3, Near RIT More, Adityapur Industrial Area, PO and PS Adityapur, at District Saraikella Kharsawan, Jharkhand

…… …. …. Petitioner(s)

-- Versus --

1.State of Jharkhand
2.Abhiruchi Singh, wife of Sri Rakesh Kumar Singh, daughter of Anadi Prasad Singh, presently residing at S 41/2, S-type, Adityapur Post Adityapur Dist. Seraikella Kharsawan

…… ….. …. …. Opp. Parties

With

Cr.M.P. No.1358 of 2024

Rakesh Kumar Singh @ R.K. Singh, aged about 54 years, son of Dhaneshwar Singh, resident of House No.46, Road No.3, Phase-2, Aditya Garden, Near RIT More, Adityapur Industrial Area, PO and PS Adityapur, at District Seraikella (Kharsawan)

……... Petitioner(s)

-- Versus --

1.State of Jharkhand
Abhiruchi Singh, wife of Sri Rakesh Kumar Singh, daughter of Anadi Prasad Singh, presently residing at S 41/2, S-type, Adityapur Post Adityapur Dist. Seraikella Kharsawan

…… ….. …. …. Opp. Parties

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner(s)	:-	Mrs. Vandana Singh, Advocate
For the State	:-	Mr. Vishwanath Roy, Advocate
For the Opp.Party-2	:-	Mr. Vikash Kumar, Advocate

2/01.05.2026 This petition has been filed for modification of the order dated 02.02.2015 passed in ABA no.3713 of 2014.

2. Learned counsel for the petitioner submits that in Cr.MP No.1265 of 2024 the petitioner is mother-in-law and the petitioner in Cr.MP No.1358 of 2024 is husband of the informant. She submits that the petitioners have been granted provisional bail which was conditional. She further submits that now the further development

has taken place and husband has filed the divorce petition being Original Suit No.446 of 2016 in which divorce has been granted and the said order was challenged by the wife before this Court in First Appeal No.44 of 2020 and the First Appeal has been disposed of with certain direction.

3. Learned counsel for the respondent State as well as the O.P.No.2 submit that in view of the observation of this Court the petitioners are required to file proper petition before the learned court for confirmation of the provisional bail in ABA No.3713 of 2014.

4. The following condition has been put therein for grant of provisional bail:

> *In the meantime the Court below shall watch the conduct of the parties and shall either extend the period of provision bail, or shall confirm the same, depending upon the conduct of the parties. When the Court below finds that the dispute between the parties has been settled, the provisional bail shall be confirmed and if it is found that the parties are not living together, the provisional bail shall not be extended any further and the process shall be issued compelling the attendance / production of the petitioners.*

4. There is no adverse order by the learned trial court in light of the aforesaid observation of this Court and on the conduct aspect also the learned counsel for the O.P.No.2 has not argued anything here in the present case and in that view of the matter, the petitioners are put at liberty to file proper petition for confirmation of provisional bail before the learned court where Adityapur PS Case No.266 of 2014 (G.R No.772 of 2014) is pending.

5. With above observation, these petitions stand disposed of.

(Sanjay Kumar Dwivedi, J.)

Dated : 01.05.2026
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