

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (CrI.) No(s). 6456/2017

(Arising out of impugned final judgment and order dated 10-01-2017 in CRLM No. 48031/2016 passed by the High Court Of Judicature At Patna)

RAVIKANT PRASAD

Petitioner(s)

VERSUS

THE STATE OF BIHAR & ANR.

Respondent(s)

(IA No.75754/2017-EXEMPTION FROM FILING O.T. and IA 75752/2017)

Date : 23-07-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Petitioner(s) Mr. Gopal Jha, AOR
Mr. N. Prabhakar, Adv.
Mr. Shreyash Bhardwaj, Adv.

For Respondent(s) Ms. Abha R. Sharma, AOR
Mr. D.S. Parmar, Adv.
Ms. Sujeeta Srivastava, Adv.
Mr. Md. Abdullah, Adv.

Mr. Mithilesh Kumar Singh, AOR
Ms. Manju Singh, Adv.
Mr. Jaigop B., Adv.

UPON hearing the counsel the Court made the following
O R D E R

The petitioner approached this Court seeking protection under Section 438 Cr.P.C. The dispute between the parties is essentially matrimonial. On 28.08.2017, this Court passed the following order:-

"Delay condoned.

Issue notice, returnable in four weeks.

In case, the petitioner is arrested in connection with Complaint Case No.659 of 2015 titled Guddi Devi

v. Ravikant Prasad & Ors., he shall be released by the Arresting Officer on his furnishing personal bond for a sum of Rs.20,000/- (Rupees Twenty Thousand).

However, we make it clear that this protection granted to the petitioner is subject to Section 438(2) Cr.P.C."

This special leave petition is disposed of making the above order absolute. We are informed that the petitioner/husband has filed a petition for divorce. Learned counsel for the respondent No.2/wife submits that they have two children and Respondent No.2/wife is keenly interested in living with the husband. It is for the parties to take appropriate steps before the Family Court.

Pending application(s), if any, shall stand disposed of.

(NARENDRA PRASAD)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR