

IN THE HIGH COURT OF JUDICATURE AT PATNA MA No.274 of 2010

ANIL KUMAR

Versus

SMT. SITA DEVI

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4. 30.6.2010 No one appeared on behalf of the respondent despite valid service of notice when on 21.5.2010, we adjourned the matter to provide her one more opportunity to enter appearance. Vakalatnama has been filed on her behalf signed by two learned counsel on 21.6.2010. When the matter is called out today none of the two counsels for the respondent are present.

We feel that the respondent should not be prejudiced in any manner because of the failure of her counsel to appear and that she may be appropriately appraised of the developments to enable her to decide her desired course of action. We direct the appellant to place a copy of the present order before the S.D.J.M., Patna in Complaint Case No. 1786(C) of 2006, stated to have been filed by the respondent under Section 498A of the Penal Code against the appellant. The Magistrate shall then call for the personal appearance of the respondent and hand over the original certified copy/web copy of the order 2

produced by the appellant before him and shall simultaneously furnish a report by FAX to this Court to be placed on the records of the present Miscellaneous appeal by the office of this Court. List this matter on the 19th of July 2010 to enable the respondent to have sufficient notice for appearance.

(Navin Sinha, J.)

P. Kumar (Dinesh Kumar Singh, J.)