

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.1532 of 2015**

Arising Out of PS.Case No. -1660 Year- 2012 Thana -SAHARSA COMPLAINT CASE District-  
SAHARSA

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Gajendra Prasad, S/o Udit Narayan Sahu @ Udit Sah resident of village -  
Kuwar Tola ( Gangjala ) Ward No. 17, P.S. Saharsa, District - Saharsa

.... .... Petitioner/s

Versus

1. The State of Bihar  
2. Preetam Devi W/o Gajendra Prasad, D/o Sri Harakh Lal Sah resident of  
Bela Chand, P.S. Banmankhee, District - Purnia

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rakesh Singh

For the Opposite Party/s : Mr. Anil Prasad Singh (App)

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**

**JHA**

**ORAL ORDER**

2      15-01-2015                      Heard both sides.

The petitioner seeks bail in Complaint Case No. 1660  
(C) of 2012, registered for the offences punishable under Sections  
498A, 313 of the Indian Penal Code.

Preetam Devi the wife of the petitioner made  
allegation that she was married to Gajendra Prasad on 06.07.2007.  
On 18.09.2012, while she was pregnant her husband came inside  
the room and assaulted her with iron rod. Other family members  
also assaulted her with fists and slaps causing miscarriage.

It is submitted that no injury report was annexed in  
the complaint petition. The learned Chief Judicial Magistrate

asked the complainant to be examined by doctor. The complainant complained about her abortion. The doctor advised her for ultra sound, but the complainant did not give consent for ultrasound. The petitioner is in jail since 07.12.2014.

Having considered the facts aforesaid and the fact that the petitioner is in jail for more than 1½ months, he is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Learned Sub-Divisional Judicial Magistrate, Saharsa in connection with Complaint Case No. 1660 (C) of 2012.

**(Prabhat Kumar Jha, J.)**

KKSINHA/-

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