

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 18247 of 2015

Arising Out of PS.Case No. -3441 Year- 2013 Thana -SARAN COMPLAINT CASE District-
SARAN

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Anil Manjhi Son of Balchand Manjhi a resident of Village - Khorrampur,
P.O. - Rampur, Police Station - Marhowrah, District - Saran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Gunja Devi Wife of Anil Manjhi, D/o - Awadhesh Manjhi at present a
resident of East Hemnagar, P.S. - Chapra, Muffasil, District - Saran.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Harish Kumar

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

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CORAM: HON'BLE MR JUSTICE NAVANITI PRASAD SINGH

ORAL ORDER

2 11-06-2015

The petitioner, who is husband, apprehends arrest in
Complaint Case No 3441 of 2013 instituted under Section 498A of
Indian Penal Code by his wife.

Learned counsel points out that the marriage had taken
place in the year, 2007 and the complaint with regard to demand
of dowry and torture is being filed in 2013. The true reason is
stated in paragraph 9 of the application. The petitioner was away
from home for over 14 months for earning his livelihood working
in another State. On his return, he found his wife in advanced
stage of pregnancy and within 10 days, she gave birth a child.
When he threatened his wife, this case was lodged in retaliation.

It is to conceal adultery that this case has been lodged.

If what is being alleged by the petitioner is correct then it would be for the petitioner to ask the authorities and his wife to get DNA finger printing done of the child to ascertain the parentage.

Be that as it may, in the event of his arrest or surrender within four weeks from today, the petitioner abovenamed shall be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Subdivisional Judicial Magistrate, Saran at Chapra in Complaint Case No 3441 of 2013, Trial No 2246 of 2015 subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code.

(Navaniti Prasad Singh, J)

M.E.H./-

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