

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19586 of 2025

Arising Out of PS. Case No.-274 Year-2023 Thana- DANIYAWAN District- Patna

Rajesh Kumar S/O Kameshwar Mahto Resident of village - Traura, P.S-
Daniyawar, District- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anju Kumari W/O Rajesh Kumar,D/O Kapur Mahto R/O Mohalla- Kamla
Nehru Nagar, P.O- G.P.O, P.S- Kotwali, Dist- Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Arvind Kumar Pradhan, Adv
For the Opposite Party/s	:	Mr. Tarun Prasad Mandal, APP
For the Informant	:	Ms. Barkha Singh, Adv

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

4 16-09-2025 Heard Mr. Arvind Kumar Pradhan, learned counsel
for the petitioner and Ms. Barkha Singh on behalf of the
informant besides Mr. Jitendra Kumar Singh, learned APP.

2. The petitioner apprehends arrest in connection with
Daniyawar P.S. Case No. 274 of 2023 dated 12.10.2023,
instituted under Sections 341, 323, 498A, 504/34 of the Indian
Penal Code and under Section 3/4 of the Code of Dowry
Prohibition Act.

3. As per the prosecution story, the informant alleged
that she was married to the petitioner and was tortured for
dowry, and on one fine day was also assaulted. It was only due
to the neighbour who called the police whereafter she was sent



to the Primary Health Centre Daniyawan and then to the Nalanda Medical College Hospital, that she could be saved. Later, she returned to her parents' home. A Panchayat took place where again they abused her. Having found no light coming out of the tunnel, this the FIR.

4. Learned counsel for the petitioner submits that the lady always used to quarrel with the family, they were fed up with her. No dowry was demanded, in fact, she is suffering from epilepsy and has come up with her report of P.M.C.H in support of the claim.

5. The informant is appearing through the learned counsel Ms. Barkha Singh, and according to her, not only she was tortured, but was also assaulted and had to rush to N.M.C.H whereafter, she returned to her parent's home. Further, contrary to the medical document that has been managed by the petitioner, pursuant to the said allegation that she suffers from epilepsy, she got herself examined in the Medanta hospital on 26.07.2024. The report has been provided to the Court for perusal which shows that she is absolutely normal.

6. Considering the allegation that has come against the petitioner and the fact that it was due to the help of the neighbour that she came out of the in-laws home and rushed to



the Primary Health Centre and then to N.M.C.H., the FIR shows that she has suffered at the hands of the petitioner who being the husband was duty bound to protect her, in that background, no relief can be extended.

7. The anticipatory bail application stands rejected.

(Rajiv Roy, J)

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