

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37313 of 2025

Arising Out of PS. Case No.-3 Year-2025 Thana- KATIHAR MUFFASIL District- Katihar

Parashuram Kumar @ Parashuram Parihar @ Parshuram Parihar, S/o Ayodhi
Parihar, Resident of Village- Bastaul, P.S.- Prampur, District- Katihar.

... .. Petitioner

Versus

1. The State of Bihar
2. Nirupa Kumari @ Nirupa Devi, W/o- Susil Mandal, resident of Village-
Belwa, P.S.-Mufassil, Dist- Katihar

... .. Opposite Parties

Appearance :

For the Petitioner/s	:	Mr. P.K. Sinha, Advocate Md. Musowir, Advocate
For the Opposite Party/s	:	Mr. Anil Prasad Singh, APP
For the Informant	:	Mr. Sanjeev Kumar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

5 10-11-2025 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State duly

assisted by learned counsel for the informant.

2. The accused/petitioner is named in the FIR and

apprehending his arrest in connection with Muffassil P.S. Case

No.3 of 2025 registered under Sections 318, 64 and 316(2)

of the Bhartiya Nyaya Sanhita, 2023 (in short 'B.N.S.').

3. The present FIR is found upon Complaint Case

No.1945 of 2024, wherein it is alleged that this petitioner on

false pretext of marriage established physical relationship

with the complainant, who is already married and mother of



two children. The age of complainant was disclosed as 35 years.

4. It is submitted by learned counsel appearing for the petitioner that upon facial narration of complaint, it can be gathered safely that it is a case of extra marital affairs. It is submitted that the complainant is already a married woman, having two children and, therefore, pressurizing this petitioner for marriage was not legally justified. It is submitted that allegation of theft is only to aggravate the allegation. The petitioner claimed clean antecedent.

5. Learned APP duly assisted by Mr. Sanjeev Kumar Singh, learned counsel appearing for the informant while opposing the prayer of bail submitted that the allegation as to commit rape is specifically available against this petitioner.

6. In view of aforesaid factual submissions and by taking note of fact as complainant herself is a 35 years old married woman, who *prima facie* shown her desire to marry petitioner, suggesting that this is a case of extra marital affairs, accordingly, the petitioner, above-named, who is a



man of clean antecedent, in the event of his arrest or surrender in the court below within a period of four weeks from today, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Katihar in connection with Muffassil P.S. Case No.3 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure (in short ‘CrPC’)/under Section 482(2) of the Bhartiya Nagrik Suraksha Sanhita, 2023 (in short ‘BNSS’).

(Chandra Shekhar Jha, J.)

Sanjeet/-

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