

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85437 of 2025

Arising Out of PS. Case No.-849 Year-2024 Thana- GOPALGANJ COMPLAINT CASE
District- Gopalganj

=====

Manish Singh @ Manish Kumar Singh Son of Jawahar Singh R/o Village -
Munja, P.S. - Baikunthpur, Dist. - Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Pinki Devi Manish Singh Vill- Bhojpurwa P.S.- Manjhagarh Dist- Gopalganj
2. Pinki Devi Wife of Manish Singh, D/o Late Rajkishor Singh R/o Village -
Bhojpurwa, P.S. - Manjhagarh, Dist. - Gopalganj.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Arbind Kumar Singh, Advocate
For the Opposite Party/s : Mr. Khurshid Anwar, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 09-04-2026 Heard Mr. Arbind Kumar Singh, learned counsel

appearing on behalf of the petitioner and Mr. Khurshid Anwar,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Complaint Case No. 849 of 2024 registered for the offence
punishable under Sections 498(A) of the Indian Penal Code.

3. Vide order dated 15.12.2025, the matter was
referred to Patna High Court Mediation and Conciliation Centre
for amicable settlement, however, it has been informed that the
dispute between the parties could not be resolved through the
process of mediation and a report dated 09.02.2026 to that effect
has been submitted by the learned Mediator, which has been



kept at Flag “M”.

4. Learned counsel appearing on behalf of the petitioner informs that it is hard for the petitioner to live along with the O.P. No. 2, who is his legally wedded wife and he wants to get rid of the O.P. No. 2 by giving her a lumpsum amount, which she desires.

5. Learned counsel appearing on behalf of Opposite Party No. 2 submitted that Opposite Party No. 2 is primarily concerned about the wellbeing and proper upbringing of her two minor children. The petitioner has failed to extend adequate support and has neglected his responsibilities towards the maintenance and care of the said minor children.

6. Considering the aforesaid information, which has not been denied by learned counsel for the petitioner, the interim protection granted to the petitioner vide order dated 15.12.2025 is hereby vacated.

7. The parties may avail appropriate remedy in accordance with law before the learned District Court.

8. However, this Court being aware of its role of *parens patriae* to take care of the two minor children directs the petitioner and his family to take care of the two minor children.

9. If the two minor children decide to live with them,



the question of guardianship will be decided by the competent Civil Court.

10. In the meantime, considering the general inflation rate and for providing good education, the petitioner, who is earning substantial amount by working in a shop at Delhi, as informed by learned counsel for the O.P. No. 2, is directed to make payment of 8,000/- per month to the O.P. No. 2 on account of maintenance of the two minor children.

11. Accordingly, the present bail application stands disposed of.

(Purnendu Singh, J)

Niraj/-

U		T	
---	--	---	--

