

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49466 of 2014

Arising Out of PS.Case No. -48 Year- 2013 Thana -SANHOLA District- BHAGALPUR

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MD. MISTER KAZI @ MD. MISTER SON OF LATE KAMRUDDIN
KAZI RESIDENT OF VILLAGE - KAMALPUR, P.S. - SANHAULA,
DISTT. - BHAGALPUR.

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance :

For the Petitioner/s : Mr. Dr. Manoj Kumar

For the Opposite Party/s : Mr. Amit Kr.Rakesh(App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 09-04-2015 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Sanhaura
P.S. Case No. 48 of 2013 registered under Sections 448 and
376/34 of the Indian Penal Code.

The allegation is that informant, Rajeena Khatoon,
came out from house in the night of 22/23.07.2013 to attend the
natural call then two persons covering their face carried her
forcibly and committed rape. The informant identified both as
Samir Kazi and Mister Kazi (Petitioner).

Learned counsel for the petitioner submits that, in fact,
Nusrat Khatoon, sister of petitioner, was raped in the night of

22/23.07.2013 by the husband of the informant regarding which, mother of the petitioner, has lodged Sanhula P.S. Case No. 47 of 2013 against the husband of informant due to that reason only to give under pressure the informant has lodged the present case.

Considering the facts and circumstances of case, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 4 weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhagalpur in connection with Sanhula P.S. Case No. 48 of 2013, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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