

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1107 of 2015

Arising Out of PS.Case No. -128 Year- 2012 Thana -SAKRI District- MADHUBANI

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Shabnum Praveen, Daughter of Md. Nizam Uddin @ Nizamuddin @ Md.
Nizam, Resident of Village – Sagarpur, P.S. – Sakri, District – Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav, Advocate.

For the Opposite Party/s : Mr. Ajit Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 12-01-2015

Heard both sides.

The petitioner apprehends her arrest in Sakari P.S.
Case No. 128 of 2012, registered for the offences punishable
under Sections 363 and 365 of the Indian Penal Code.

The informant made allegation that on 22.08.2012,
Shabnum Praveen, the petitioner took his daughter Husnbano @
Sajra, but she did not return. When the informant made enquiry
from Shabunam Praveen, Shabunam Praveen disclosed that his
daughter has already left her house. The informant alleged that
Shabunam Praveen and others kidnapped his daughter.

Learned counsel for the petitioner submits that the
police after investigation submitted final form finding the case
false. The victim was married to Ishtiyaq. The victim disclosed
that Shabunam Praveen took her to Delhi and on such the court

below took cognizance against the petitioner.

It appears that the victim has already married with Ishtiyag as she disclosed in her statement made under Section 164 of the Cr.P.C. The victim appears to be major.

Considering the facts aforesaid, the petitioner, in the event of her arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarge on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Shri M.K. Srivastava, the learned Judicial Magistrate, Ist Class, Madhubani in connection with Sakari P.S. Case No. 128 of 2012, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Jha, J.)

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