

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43734 of 2015

Arising Out of PS.Case No. -65 Year- 2015 Thana -JALALGARH District- PURNIA

=====

Tahjib Alam @ Tahjib Son of Tajuddin of Village - Adhang, P.S. -
Jalalgarh, District - Purnea.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Dr. Bidhu Ranjan, Adv.

For the Opposite Party/s : Mr. A.A.Khan(App)

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

4 22-12-2015

Heard both sides.

The petitioner apprehends his arrest in Jalalgarh P.S.
Case No. 65/2015, registered for the offences punishable under
Sections 376, 384 and 120B of the Indian Penal Code.

The mother of the victim made allegation that on
23.02.2015, the petitioner and others committed rape with the
daughter of the complainant.

It is submitted that no occurrence as alleged by the
complainant has ever taken place. The complainant firstly filed
Complaint Case No. 2954/2014 on 08.08.2014 alleging therein
that on 04.08.2014, the petitioner and others committed rape with
the daughter of the complainant. The aforesaid complaint case was
dismissed thereafter. Complaint Case No. 3025/2014 was filed
with regard to the same occurrence dated 04.08.2014 making same

and similar allegation on 13.08.2014.

It is further submitted that a complaint case bearing Complaint Case No. 605/2015 was filed alleging therein that the daughter of the complainant was raped on 23.02.2015 about 6.30 in the evening, on the basis of which the present FIR was lodged. The complainant-informant wanted to marry her daughter with the petitioner and that is why she has filed three cases on different dates on the same and similar allegation. The police after investigation submitted final form in the earlier cases.

Learned counsel for the informant appeared and submitted that the case has already been compromised.

Considering the facts aforesaid, the petitioner above named in the event of his 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 enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Purnea in connection with Jalalgarh P.S. Case No. 65/2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Jha, J.)

Rakhi

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