

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32956 of 2015

Arising Out of PS.Case No. -87 Year- 2015 Thana -RANIGANJ District- ARRARIA

=====

Md. Equbal Son of Md. Wasil Resident of Village - Domariya, Khair Tola,
Police Station - Raniganj, District - Araria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Zeyaul Hoda

For the Opposite Party/s : Mr. Md.Fahimuddin(App)

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 01-12-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection with
Raniganj P.S. Case No. 87 of 2015 registered for the offences
punishable under Sections 376 and 313 of the Indian Penal Code.

Learned counsel for the petitioner submits that false
and malicious allegation has been levelled against the petitioner
that he entered into sexual relation with the victim girl on having
assured to marry her, however, when she became pregnant the
petitioner administered some medicine to abort her. It is further
submitted that since there was history of litigation between the
two families, the present case has been lodged only to put pressure
upon the family of the petitioner. It is further submitted that the

medical report annexed to the supplementary affidavit does not indicate any abortion. It is further submitted that the victim girl is major aged about 18-20 years.

Learned counsel for the State on perusal of the case diary submits that the allegation, made out against the petitioner, is serious in nature and there have some panchayti with regard to marriage between the parties but the petitioner was unwilling to accept the said panchayti.

Considering the nature of allegation made against the petitioner and also the fact that there is no cogent material in the case diary to implicate the petitioner, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of three weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1st Class Araria in connection with Raniganj P.S. Case No. 87 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C..

(Anjana Mishra, J)

Jagdish/-

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