

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26998 of 2015

Arising Out of PS.Case No. -252 Year- 2014 Thana -SALKHUA District- SAHARSA

1. Bibi Kamru Nisa Wife of Md. Masud Alam
2. Md. Mohammad Son of Md. Masud Alam
Both are Resident of Village - Sarbela, Police Station - Salkhua (O.P.
Banma Itahari), District - Saharsa

.... Petitioner/s

Versus

1. The State of Bihar
2. Mobila Khatoon W/o Md. Mobiluddin Resident of Village - Sarbela,
Police Station - Salkhua (Banma Itahari), District - Saharsa

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh

For the Opposite Party/s : Mr. Atul Chandra (App)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 20-07-2015 Heard both sides.

Learned counsel for the petitioners seeks permission
to withdraw the Anticipatory Bail Petition of petitioner no. 2 Md.
Mohammad.

Accordingly, the Anticipatory Bail Petition of
petitioner no. 2 Md. Mohammad is dismissed as withdrawn.

Heard both sides.

The petitioner no. 1 Bibi Kamru Nisa apprehends her
arrest in a case under Section 376 and other sections of the Indian
Penal Code and Section 3 of the POCSO Act.

The petitioner no. 1 Bibi Kamru Nisa is the mother of
the petitioner no. 2 Md. Mohammad, who is alleged to have

committed rape with the daughter of the complainant. While the complainant along with her daughter was going to lodge a case, other accused persons are alleged to have assaulted the complainant and fled away with the material evidence such as blood-stained clothes and other things.

There appears no specific allegation against the petitioner no. 1, who is a lady.

Considering the facts aforesaid, the petitioner no. 1, Bibi Kamru Nisa, in the event of her arrest or surrender before the learned 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 the learned 1st Additional Sessions Judge-cum-Special Judge, Saharsa in Salkhua P.S. Case No. 252/2014, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

Dilip/-

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