

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25696 of 2016

Arising Out of PS. Case No. -193 Year- 2016 Thana -KATIHAR District- KATIHAR

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Md. Istiyaque Alam @ Istiyaque Alam @ Md. Istekhar Ansari, Son of Md. Makbul Ansari, resident of Mohalla- Laliyahi, P.S. - Katihar Sahayak, District- Katihar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Indra Kumar Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

2 12-07-2016

Herd learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in a case under Sections 363 and 366 of the Indian Penal Code, in which Section 376 of the Indian Penal Code was added, later on.

The informant alleged that on 10.03.2016, he found his sister, namely, Aruna Kumari, missing from the room and a mobile, bearing no. 9060374763, lying on the ground. On enquiry, it was detected that the mobile belonged to this petitioner.

Learned counsel submits that the victim has not named the petitioner in her statement recorded under Section 164 of the Cr.P.C., rather she has named one Sanjeet Kumar Rishi, as the person, who forcibly took her away and committed rape.

Having regard to the facts and circumstances of the

case, in the event of arrest or surrender before the court below within four weeks from today, the abovenamed petitioner be released on bail on furnishing bail bond of Rs.5000/- (Five thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Katihar in connection with Katihar Town (Sahayak) P.S. Case no. 193 of 2016, subject to the conditions as laid down under Section 438 (2) Cr.P.C. with the further condition that he would not physically absent for two consecutive dates at stretch, till two witnesses are examined, failing which the bail bonds would be cancelled.

(Samarendra Pratap Singh, J.)

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