

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16208 of 2017

Arising Out of PS.Case No. -244 Year- 2015 Thana -POTHIYA District- KISANGANJ

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Md. Abu, Son of Hakimuddin, Resident of Village Guwabari Tin Mile, P.S.
Chopra, Distt. Uttar Dinajpur (W.B.)

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Firoz Ahmad, Advocate.

For the Opposite Party : Mr. Ajay Kumar Jha, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 27-04-2017 Heard both sides.

The petitioner apprehends his arrest in Pothia P.S. Case
No. 244 of 2015, registered for the offences punishable under
Sections 364, 302, 120B and 34 of the Indian Penal Code.

The informant alleged that his son-in-law Lal Mian
took his daughter Rubi Begum on the pretext to look after his
another daughter Rukaiya Begum, the wife of Lal Mian. On the
next day, the informant enquired from Rukaiya Begum, who
disclosed that Rubi Begum did not come to her house and she was
well. On the next day, the dead body of Ruby Begum was found
on a railway track for which UD Case was registered. The
informant alleged that Lal Mian and the petitioner committed rape
with his daughter Ruby Begum and killed her.

Learned counsel for the petitioner submits that nobody



has seen that the petitioner moving along with Lal Mian and Rubi Begum but, it appears that the witnesses have stated that the petitioner was also found in the company of Lal Mian and the accused persons firstly committed rape with the victim and thereafter, killed her and threw her dead body on a railway track.

Considering the nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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