

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42696 of 2017

Arising Out of PS.Case No. -78 Year- 2017 Thana -AMAU District- PURNIA

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1. Md. Abid @ Naktu Son of Zakir , R/o Village- Rasaili, P.S.- Amour ,
District- Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar

For the Opposite Party/s : Mr. Sri Bharat Lal

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

3 21-12-2017 Heard both sides.

The petitioner apprehends his arrest in Amour P.S.
case No. 78 of 2017 for the offences punishable under Section
341, 376/511 and some other sections of the Indian Penal Code.

The informant alleged that she had gone to attend
the call of nature but Munazir made abortive attempt to commit
rape with her and when the mother of informant came, Munazir
assaulted her with fist. On alarm, many villagers came but
Mahboob, Saud and petitioner alleged to have threatened the
villagers, who came there to save the informant.

The learned counsel for the petitioner submits that
there is no allegation against the petitioner that he made any
attempt to outrage the modesty of the informant. The allegation of



outraging the modesty of informant is against Munazir, son of the petitioner. Similarly situated accused Mahboob and Saud have already been granted anticipatory bail vide order passed in Cr. Misc. No. 44908 of 2017. The case of petitioner stands on the same footing.

Considering the facts aforesaid and the nature of allegation made against the petitioner, the petitioner above named in the event of his 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 learned Additional Chief Judicial Magistrate-VI, Purnea in connection with Amour P.S. case No. 78 of 2017, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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