

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41368 of 2018

Arising Out of PS.Case No. -71 Year- 2017 Thana -HABIBPUR District- BHAGALPUR

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1. Md. Wasim @ Wasim Akram, age 21 Years, S/o Md. Rizwan, R/o
Nimuha, P.S.- Basantram, District- Godda (Jharkhand)

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Digvijay Narayan Singh, Advocate

For the Opposite Party/s : Mr. Ataur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 18-07-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Habibpur P.S.**

Case No.71 of 2017 instituted for the offence under Section(s)
376 Indian Penal Code and Section 6 of Protection of Children
from Sexual Offences Act, 2012.

Learned counsel for the petitioner submits that the
informant has filed a petition in the Court below stating that she
is above 18 years of age and no physical relationship was
established by this petitioner with her.

In the written report, it is alleged that this petitioner
on the pretext of marrying the informant sexually exploited her
for four months and finally refused to perform marriage.

It has further been submitted that the instant case has



only been filed to put pressure to perform marriage with her.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with **Habibpur P.S. Case No.71 of 2017**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the court of **Additional Sessions Judge-I, Bhagalpr**, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancel his bail bond and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

**JA/-
Rohit Kr.**

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