

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37279 of 2018

Arising Out of PS. Case No.-1946 Year-2011 Thana- GAYA COMPLAINT CASE District-
Gaya

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1. Najkti @ Naj Parween, W/o Md. Feku,
 2. Md. Feku @ Md. Samshe Alam @ Md. Feku Alam, S/o Late Mahtab,
 3. Md. Rehan S/o Md. Feku

All are R/o Mohalla- Samir Takia, P.S.- Civil Lines,
District- Gaya.

... .. Petitioners

Versus

1. The State of Bihar.
2. Nazni Khatoon W/o Md. Sagar, R/o Mohalla- Samir Tekia, P.S.- Civil Lines,
District- Gaya.

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr. Satya Veer, Advocate
For the Opposite Party/s : Mr. Rajkishore Singh, APP

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 04-07-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

In this case, the petitioners are seeking anticipatory
bail in connection with Complaint Case No.1946 of 2011,
registered for the offence punishable under Sections 323, 325,
354 and 380 of the Indian Penal Code.

Allegation has been made against the petitioners
that they have entered into the house of the complainant and



petitioner nos. 2 and 3 tried to outrage her modesty. Allegation has been made against the petitioner no.1 to have taken away the money.

Considering the nature of allegation as also the fact that petitioner no.1 is a lady, let the petitioner no.1, namely, Najkti @ Naj Parween, be released on anticipatory bail in the event of her arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the A.C.J.M.-I, Gaya, in connection with Complaint Case No.1946 of 2011, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure. Further condition is that whenever the police will call the petitioner no.1 for the purposes of investigation and interrogation, she will remain present for the investigation. In the event of being absent on two consecutive dates without reasonable explanation, the present order will be treated to have been cancelled.

So far the bail of petitioner nos. 2 and 3 is concerned, the same is rejected. However, if the petitioner nos. 2 and 3 surrender before the Court below within four weeks from today and pray for regular bail, the Court below will consider the same



and pass appropriate order without being influenced by the
order of this Court.

(Shivaji Pandey, J)

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