

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55341 of 2019

Arising Out of PS. Case No.-56 Year-2019 Thana- DHAKA District- East Champaran

IFTEKHAR @ IFTEKHAN @ BACHU, aged about 50 years, Male, Son of
Late Shamshul Haq, Resident of Village-Mauja Dhaka, Ramchandra, Police
Station-Dhaka, District-East Champaran ... Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Dilip Kumar Tondon, Adv.
For the Opposite Party : Mr. Rajendra Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 02-09-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Dhaka P.S. Case No. 56 of 2019 for the offences alleged under
Sections 341, 323, 354, 354B, 327, 379, 504, 506 and 34 of the
Indian Penal Code.

The accusation is that informant, Nuzhat Jahan, let out
her two rooms' house situated at Azad Nagar, Dhaka Main
Road, Motihari, to Rahmatullah and Imamuddin, but, they did
not pay the rent. On 12.02.2019, informant along with son,
Zafar Imam, went there, asked to Rahmatullah to pay rent,
which he refused to pay, saying that the house is not belonging
to her. When informant made protest, then, Rahmatullah started
to cause assault to the son of the informant and he fell down.
He also snatched her ear-rings and this petitioner took
Rs.1,000/- from the pocket of the son of the informant.

The submission of the learned counsel for the



petitioner is that while the petitioner is named in the first information report, but, specific allegation of causing assault on the informant is against Rahmatullah and only allegation against the petitioner is that he took Rs.1,000/- cash from the pocket of the informant's son. Petitioner has no criminal antecedent.

Learned Additional Public Prosecutor for the State opposes the prayer for pre-arrest bail.

Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Dhaka P.S. Case No. 56 of 2019 shall be released on pre-arrest bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Subdivisional Judicial Magistrate, Sikhrana, Dhaka, Motihari, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

Shamshad/-

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