

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57107 of 2019

Arising Out of PS. Case No.-89 Year-2018 Thana- TERHAGACHH District- Kishanganj

Manowar Alam @ Md. Manowar Hussain, Son of Late Salimuddin Resident
of Village - Babhangaon (Kharra), P.S.- Tedhagachh, Distt - Kishanganj.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Tabes Ara D/o Tahmid Alam Resident of Village - Babhangaon (Kharra),
P.S.- Tedhagachh, Distt - Kishanganj.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lalita Kumari

For the Opposite Party/s : Mr.Nirmala Kumari

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

ORAL ORDER

2 09-09-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Tedhagachh P.S. Case no. 89 of 2018, registered under
Sections 420, 465, 467 and 468 of the Indian Penal Code.

The accusation is that petitioner committed rape
upon the complainant/informant then she lodged Tedhagachh
P.S. Case No. 35 of 2008, which was committed to the Court of
Session numbered as Sessions Trial No. 493 of 2009. In the
meantime, on pressure of the society, the petitioner performed
marriage with her and thereafter, pressure was being made to
compromise the aforesaid case and she was being tortured for



demand of dowry then she also lodged Complaint Case No. 33 of 2017. On the basis of the evidence recorded in Sessions Trial No. 493 of 2009, on the suggestion of the Panches, the petitioner was acquitted in that case and informant/complainant was removed from the matrimonial house and this petitioner filed the forged Talaknama in Complaint Case No. 33 of 2017 lodged under Section 498 A of the Indian Penal Code and the said case is pending.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate-I, Kishanganj in connection with Tedhagachh P.S. Case No. 89 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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