

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.12007 of 2021**

Arising Out of PS. Case No.-165 Year-2019 Thana- BATHNAHA District- Sitamarhi

1. ABDUL SALAM Son of Md. Ayoob, Resident of Village- Harpur Bhulha Tole Bhvanipur, P.S.- Bathnaha, Distt- Sitamarhi.
2. Jannati Khatoon W/o Abdul Slam, Resident of Village- Harpur Bhulha Tole Bhvanipur, P.S.- Bathnaha, Distt- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Raja Ram Rai

For the Opposite Party/s : Mr. Raj Kishore Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR  
PANDEY**

ORAL ORDER

2      24-12-2021                      Heard the learned counsel for the petitioners as well as  
the learned Additional Public Prosecutor for the State.

The learned counsel for the petitioners is directed to  
remove all the defects pointed out by the office within one  
month.

The petitioners apprehend their arrest in connection  
with Bathnaha P.S. Case No. 165 of 2019 registered for offence  
punishable under sections 323/376 of the Indian Penal Code.

The learned counsel for the petitioners has submitted  
that the allegation of rape with the complainant is not against  
the petitioners, rather it is against the co-accused, Md.  
Sahabuddin. Petitioners are parents of Md. Sahabuddin and the



only allegation against them is that they refused the marriage between Md. Sahabuddin and the complainant.

Considering the facts and circumstance of the case, the petitioners above named, in the event of their arrest or surrender, within four weeks from today, are directed to be released on bail on furnishing bail bonds of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Bathnaha P.S. Case No. 165 of 2019, subject to condition as laid down under section 438(2) Cr. P.C.

Office shall ensure that all defects are removed by the petitioners within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

**(Nawneet Kumar Pandey , J)**

Mahesh/-

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