

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6882 of 2022

Arising Out of PS. Case No.-32 Year-2021 Thana- PUPRI District- Sitamarhi

-
1. Md Tausif @ Vikki Son Of Late Abdul Hayat Resident Of Village- Garha, Ward No. 8, Police Station- Pupri, District- Sitamarhi
 2. Najamun Nisha Wife Of Late Abdul Hayat Resident Of Village- Garha, Ward No. 8, Police Station- Pupri, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Garg

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 03-08-2022 Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners are apprehending their arrest in

a case registered for the offences punishable under

Sections 376, 312, 34 of the Indian Penal Code and

Section 8 of the Protection of Children From Sexual

Offences Act.

Learned counsel for the petitioners seeks

permission to withdraw the petition with regard to

petitioner No. 1 namely Md. Tausif @ Vikki.

Permission is accorded.



Accordingly, the petition with respect to petitioner No. 1 is dismissed as withdrawn.

It is alleged against petitioner No. 1 that on promise to marry, he established physical relationship with the informant and when the informant became pregnant, petitioner Nos. 1 and 2 got the pregnancy of the informant terminated without her consent.

It is submitted by learned counsel for the petitioner No. 1 that thrust of accusation is against petitioner No. 1 whose application has been permitted to be withdrawn. The petitioner No. 2 has been implicated in this case since she is mother of petitioner No. 1. Moreover, the F.I.R has been registered after a delay of more than nine months without any plausible explanation.

In the facts and circumstance of the case, let the petitioner No. 2, above named, in the event of her arrest or surrender before the Court below within a period of four weeks from today, be released on



anticipatory bail on furnishing bail bonds of Rs. 10,000/-
(Ten Thousands) with two sureties of the like amount
each to the satisfaction of learned Additional Sessions
Judge-VI-cum-Special Judge, POCSO, Sitamarhi in
connection with Pupri P.S. Case No. 32 of 2021, subject
to the conditions as laid down under Section 438(2) of
the Cr.P.C.

(Sunil Kumar Panwar, J)

Shageer/-

U		T	
---	--	---	--

