

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 57423 of 2022

Arising Out of PS. Case No.-48 Year-2022 Thana- BAUSI District- Araria

MD. ASLAM S/O RAKIBUDDIN Resident of village- Bausi, Ward no- 13,
P.S.- Bausi, District- Araria,

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 58895 of 2022

Arising Out of PS. Case No.-48 Year-2022 Thana- BAUSI District- Araria

JAWED @ JAWED ALAM Son of Md. Ayub Alam @ Md. Aayud Resident
of village - Bausi, Ward No.- 13, P.S.- Bausi, District - Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 57423 of 2022)

For the Petitioner/s : Mr.Nafisuzzoha

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

(In CRIMINAL MISCELLANEOUS No. 58895 of 2022)

For the Petitioner/s : Mr.Gopal Kumar Jha

For the Opposite Party/s : Mr.Surendra Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 20-12-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioners are apprehending their arrest in a case
registered for the offence punishable under Sections 363, 366
and 34 of the Indian Penal Code.

Learned counsel for the petitioners submits that the



petitioners are innocent and have been falsely implicated in this case. He submits that there is specific overt act against the petitioners and the victim is a major girl. He further submits that during investigation the petitioners were made accused in this case. He submits that the statement of the victim was recorded under Section 164 Cr.P.C. in which she has taken the name of the petitioners and others co-accused person. He further submits that petitioners have no criminal antecedent as stated in para-3 of this application.

Per contra, learned APP for the State vehemently opposing the bail petition submitted that the allegations levelled against the petitioners are serious in nature, hence they do not deserve anticipatory bail.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioners on bail in connection with Bousi P.S. Case No.48/2022. Accordingly, their prayer for anticipatory bail is hereby rejected.

(Anjani Kumar Sharan, J)

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