

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64176 of 2022

Arising Out of PS. Case No.-110 Year-2022 Thana- ISHAKCHAK District- Bhagalpur

Md. Jabazullah Ansari Son of Late Md. Mobarak Ullah Ansari Resident of
Mohalla - Jamabask Lane, Goal Tola, Bhikhanpur, Police Station - Ishakchak,
District - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajendra Narayan, Sr. Advocate
Dr. Manoj Kumar, Advocate
For the Opposite Party/s : Mr. Damodar Prasad Tiwary, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 22-12-2022 Heard learned senior counsel for the petitioner and
learned A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 376, 385,
506, 509, 120B/34 of the Indian Penal Code.

According to prosecution case, in nutshell is that
accused petitioner established physical relation with informant
forcibly. The petitioner is sexually exploiting her since 2019. It
is further alleged that when informant talked to the wife of the
said accused Rabiya Parween and told her to whole incident
then she abused and threatened the informant and also made a
post of wrong words on facebook against informant. The brother
of the said accused Bazadullah also supports the aforesaid



accused in his wrong work. Both above accused persons used to threat informant and told the informant to not file case against the aforesaid petitioner in the police station.

It is submitted by learned senior counsel for the petitioner that petitioner has been falsely implicated in this case and he has one criminal antecedent as mentioned in para-3 of this application. He further submits that the occurrence took place in August 2019 and the present F.I.R. was lodged on 11.06.2022 and statement of the victim girl was recorded under Section 164 of Cr.P.C. on 13.06.2022. He further submits that petitioner belong to the respective family and he has no concern with the alleged offence. He further submits that the informant has medically examined by the doctor and the opinion of the doctor is that there is no physical or chemical injury on her body including private parts and there is no evidence of recent sexual intercourse. He further submits that there is delay of about three years of filing F.I.R. and statement of the victim girl was recorded under Section 164 Cr.P.C.

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 six weeks from today, on furnishing bail bond



of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Ishak Chak P.S. Case No. 110 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

mdrashid/-

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

