

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11038 of 2023

Arising Out of PS. Case No.-97 Year-2020 Thana- MAHILA P.S. District- Araria

MD MURTAZA SON OF FAKIR @ MD FAKRUDDIN @ FAKRUDDIN
R/O RAHIKPUR, WARD NO.- 02, P.S.- ARARIA R.S., DISTRICT-
ARARIA

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Ziaul Quamar

For the Opposite Party/s : Mr.Rajeev Nayan, App, 231

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 27-04-2023 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends arrest in a case registered
for the offence punishable under sections 376/34 and other
allied sections of the Indian Penal Code.

As per the prosecution case, on the pretext of
marriage, this petitioner established physical relation with the
victim.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. Informant filed present case against the petitioner and
his family members only to save skin from Araria RS Police
Station Case No. 801/2020. Due to land dispute, parties are on



inimical term. Police after investigation submitted final form against the petitioner but the Court below differing with the same took cognizance of the offence. Petitioner claims clean antecedent.

Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner, mentioned above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate Araria in Araria Mahila Police Station Case No. 97 of 2020, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

shashi/-

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

