

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.385 of 2023

Arising Out of PS. Case No.-784 Year-2022 Thana- PHULWARISHARIF District- Patna

PERWEEN GULNAAZ WIFE OF IMTEYAZ ANWER @ ARMAN
MALLICK R/O MOHALLA- ALBA COLONY, P.S.- PHULWARI SHARIF,
PATNA

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR THROUGH THE CHIEF SECRETARY, GOVT. OF BIHAR, PATNA BIHAR
2. THE PRINCIPAL SECRETARY, HOME DEPARTMENT, GOVERNMENT OF BIHAR, PATNA BIHAR
3. THE INSPECTOR GENERAL OF PRISONS, GOVT. OF BIHAR, PATNA BIHAR
4. THE DISTRICT MAGISTRATE, PATNA BIHAR
5. THE SUPERINTENDENT, BEUR CENTRAL JAIL, PATNA BIHAR

... .. Respondent/s

Appearance :

For the Petitioner/s : Ashhar Mustafa

Mr.Abu Nasar

For the Respondent/s : Mr.Prabhat Kumar Verma

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 24-02-2023 This case has been notified on the order of Hon'ble
the Acting Chief Justice.

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner has filed this application for release of
her husband to attend *namaz-e-janazah* of the mother-in-law of
the petitioner i.e., the mother of the husband of the petitioner.
The husband of the petitioner Md. Imteyaz Anwar/Anwer @
Arman Mallick who is an under-trial prisoner lodged in Beur
Central Jail, Patna in connection with Special Case No. 7/2022



arising out of RC-31/2022/NIA/DLI and also in connection with Phulwari Sharif P.S. Case No. 784 of 2022.

Without going into the merits of the cases pending in this Court, this application is disposed of with a direction to the authorities to take the petitioner to attend the *namaz-e-janaza* in police custody to be performed today itself in the evening. Md. Imteyaz Anwar/Anwer@ Arman Mallick will also be allowed to attend the burial of his mother.

It is made clear that Md. Imteyaz Anwar/Anwer @ Arman Mallick will remain in police custody after the burial and he will be allowed to stay in the house with his family members under police custody and he will be taken to Beur Central Jail tomorrow i.e. 25.02.2023 at 11:00 A.M.

Learned counsel for the State will not wait for the FAX to be communicated to the authorities, but he will communicate to the authorities about the today's orders on phone and WhatsApp.

The Superintendent, Beur Central Jail, Patna, is directed to act upon the orders of this Court.

The order be communicated to the Superintendent, Beur Jail, Patna through e-mail, Fax and Phone.

Let this order be communicated to the District



Magistrate, Patna as well as the Senior Superintendent of Police,
Patna also through FAX and e-mail.

With the aforesaid observation and direction, this
application is disposed of.

(Sandeep Kumar, J)

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