

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20269 of 2023

Arising Out of PS. Case No.-661 Year-2020 Thana- PATNA COMPLAINT CASE District-
Patna

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1. AYUB ALI @ HAJI AYUB ALI @ NAWAB SON OF MD USMAN R/O MOHALLA- BAKARGUNJ, BARI ROAD, SALOON GALI, P.S.- KADAMKUAN, DISTRICT- PATNA
 2. MD IQBAL @ HAJI SON OF MD USMAN R/O MOHALLA- BAKARGUNJ, BARI ROAD, SALOON GALI, P.S.- KADAMKUAN, DISTRICT- PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Majid Mahboob Khan, Adv.
For the Opposite Party/s : Mr.Md. Ataur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 27-06-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners apprehend their arrest in a case registered for the offence punishable u/s 354 of the IPC.

As per the prosecution case, the petitioner no.1 helped the in-laws of the complainant to get rid of her and her daughter. Thereafter, the matter was re-conciliated but the same could not be settled and complainant filed two cases against her in-laws and the petitioners were pressurising the complainant to withdraw the said case. On the alleged date,



petitioner no.1 stopped the complainant, stopped the complainant in her way, assaulted her and further took her into his lap with the help of petitioner no.2.

It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case due to ulterior motive. No such occurrence, in the manner as alleged, has ever taken place. The allegation leveled against the petitioners is not specific rather general and omnibus in nature. Petitioner no.1 was mediator of the marriage of the complainant and there is no specific overt act against him. It is further submitted that the statement of the victim and her sister was recorded in the complaint case in the Court below and a difference in the statements was found. Petitioners have no criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their 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) each 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 Complaint Case
No.661 of 2020, subject to the conditions as laid down under
Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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