

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27608 of 2022

Arising Out of PS. Case No.-11 Year-2021 Thana- MAHILA PS District- Katihar

ATAHAR KHAN @ AKHTAR KHAN S/o Sahid Khan Resident of Village -
Kutubpur, P.S. Manihari, Dist. Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Surendra Kumar
For the Opposite Party/s :	Mr.Ashok Kumar Singh
	Mr. J. N. Thakur

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 24-01-2023 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the office within one
month.

Heard the learned counsel for the petitioner as well as
the learned counsel for the informant and also heard Mr. J. N.
Thakur, the Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Katihar (Mahila) P.S. Case No. 11 of 2021 registered for offence
punishable under sections 376, 341, 194, 195, 323, 464, 469/34
of the Indian Penal Code.

The learned counsel for the informant and the learned
counsel for the petitioner have jointly submitted that there is
allegation against the petitioner that he has committed rape upon



the victim, but both the parties have solemnized their marriage and they have also child out of their wedlock. This fact has been mentioned in paragraph 4 of the counter affidavit.

Considering the above-mentioned facts and circumstances, the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned A.D.J.-VI-cum-POCSO, Katihar (I/C) in connection with Katihar (Mahila) P.S. Case No. 11 of 2021, subject to condition as laid down under section 438(2) Cr. P.C.

The learned court below is directed to expedite the trial.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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