

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15333 of 2024

Arising Out of PS. Case No.-709 Year-2023 Thana- SAHARSA SADAR District- Saharsa

1. Md. Munna @ Md. Mumtaz Alam S/O Md. Manjur @ Md. Manzoor Alam
R/O Village- Saharsa Basti, Ward No.33, P.S. And District- Saharsa
2. Imamuddin @ Chotkan @ Md. Chotkan Son Of Manjur @ Md. Manzoor
Alam R/O Village- Saharsa Basti, Ward No.33, P.S. And District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisu Zzoha

For the Opposite Party/s : Mr.Raj Kishor Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 13-03-2024 1. Heard learned counsel for the petitioners and
learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case
registered for the offences punishable under Sections 376(3) and
506 of the Indian Penal Code and Sections 4 and 6 of the
POCSO Act.

3. Learned counsel for the petitioners submits that the
petitioners have been falsely implicated in the instant case by
the informant for the reason that they are own brothers of Md.
Imtiyaz @ Chunna. It is next submitted that informant alleges
that her daughter was sexually exploited by Md. Imtiyaz @
Chunna on account of which she even became pregnant but then



she was aborted. It is further alleged that Md. Imtiyaz had also threatened the victim that in the event if she discloses about the occurrence to anyone she would be killed. It is further alleged that the petitioner threatened her to withdraw the case and to settle the matter amicably and will also give Rs. 10,000/- for marriage of the victim, but then the informant was not ready for the compromise.

4. The learned counsel submits that since petitioners are own brothers of Md. Imtiaz as such they have been implicated in the instant case with an allegation that they threatened the informant for a compromise. It is next submitted that the petitioners have been implicated in order to coerce Md. Imtiaz @ Chunna into submission when the thrust of the allegation is against Md. Imtiaz @ Chunna.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like



amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Saharsa Sadar P.S. Case No. 709 of 2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

SUMIT/-

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

