

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26238 of 2024

Arising Out of PS. Case No.-717 Year-2023 Thana- BETTIAH CITY District- West
Champaran

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Firoj Alam S/o- Khairati Ansari R/o- Village- Inarwa, PS- Inarwa- District-
West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Muskan Praween W/o- Md. Akbar R/o- Dwardevi Chowk, Budhiya Masjid,
Ward No 15, PS- Bettiah Town, Distt- West Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Advocate
For the Opposite Party/s : Mr. Bharat Bhushan, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

6 11-11-2024 Heard Mr. Bimlesh Kumar Pandey, learned counsel

for the petitioner and Mr. Bharat Bhushan, learned APP for the

State.

2. The petitioner is in judicial custody in connection
with Bettiah Town P.S. Case No. 717 of 2023 for the offence
punishable under Sections 376, 420, 406, 341, 323, 504 of the
Indian Penal Code lodged on 22.09.2023 by the informant,
Muskan Praveen.

3. As per the prosecution story, the informant
claimed that she was working in a cosmetics store at Bettiah
where the petitioner developed friendship and started
establishing physical relationship but avoided marriage. She was
also forced to work in the Orchestra but the money was being



kept by the petitioner. The allegation of assault, Panchayati and abortion is/are also there against the petitioner. This led to the FIR.

4. Learned counsel for the petitioner submits that the informant is a major, knows about the relationship, it was consented, so far as the Orchestra part is concerned, that is a separate issue but the petitioner has been dragged in the said case also. She was engaged in immoral trafficking for which a separate case is also there and upon knowledge, the petitioner went on the back foot which resulted into the FIR.

5. Learned APP on the other hand submits that perusal of the FIR and the other statement of the victim girl under section 164 of the Cr. P.C. would clearly show the implication of the petitioner inasmuch as multiple allegations is/are there which include not only the establishment of physical relationship, forced her to abort the child, forcing her to do the Orchestra keeping the money and further assaulting in a room and only after she took the help of the administration was able to come out.

6. Considering the aforesaid submission put forward by the parties as also the fact that has come on the record, it would be appropriate that the petitioner faces the trial, for the



present, no case of bail is made out, accordingly, the bail application stands rejected.

(Rajiv Roy, J)

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