

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20009 of 2025

Arising Out of PS. Case No.-78 Year-2024 Thana- MAHILA PS District- Darbhanga

Md. Saquib S/O Sanjur Alam Resident of Village- Hayatpur, Bharwara, P.S.-
Singhwara, Dist.- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Iqbal Asif Niazi, Adv.

For the Opposite Party/s : Mr.Ahmad Ali, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 28-04-2025 Heard Mr. Iqbal Asif Niazi, learned counsel for the
petitioner and Mr. Ahmad Ali, learned APP for the State.

2. Petitioner seeks regular bail in connection with
Mahila P.S. Case No. 78/ 2024 dated 08.07.2024 registered for
the offence(s) punishable under Section(s) 376, 504, 506 read
with section 34 of the IPC.

3. The main submissions advanced by the petitioner's
counsel are that if the prosecution's story narrated in the FIR is
believed even then the alleged physical relationship between the
petitioner and the informant seems to be consensual as the
relationship is said to have been started since the year 2022 but
the FIR was registered on 08.07.2024, so, the long silence on
the part of the informant in taking the legal action in respect of
the alleged act of the petitioner shows that she was consensual
in establishing the said relationship with the petitioner, in fact,
the allegations levelled in the FIR are totally false as the
petitioner is cousin brother-in-law of the informant's sister,
Ghazala Ambari who wanted her sister (informant) to marry



with the petitioner and when the petitioner refused then the FIR was lodged with a false story. It is lastly submitted that petitioner has been languishing in jail since 28.11.2024 having fair and clean antecedent and the investigation against him has been completed.

4. Learned APP appearing for the State has opposed the bail prayer of the petitioner.

5. In the facts and circumstances of this case and considering the aforesaid submissions advanced by the petitioner’s counsel coupled with the fact that the petitioner has fair and clean antecedent and the investigation against him has been completed, this court is inclined to grant the relief of regular bail to the petitioner. Accordingly, let the petitioner named-above be released on bail in connection with Mahila P.S. Case No. 78/ 2024 on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned.

(Shailendra Singh, J)

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