IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77208 of 2026

CNR No. BRHC011081982026

Arising Out of PS. Case No.-138 Year-2026 Thana- KUSHESHWARASTHAN District-Darbhanga

==========

1. Md. Tanvir @ Md. Tanveer S/O Md. Talim Resident of Village- Pakariya, Police Station- Kusheshwarsthan, District- Darbhanga.
2. Md. Talim S/O Late Md. Khalil Resident of Village- Pakariya, Police Station- Kusheshwarsthan, District- Darbhanga.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Nilendu Kumar Choudhary, Adv.
For the Opposite Party/s : Mr. Pawan Kumar Chaurasia, APP

==========

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 25-11-2026 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 126(2), 115(2), 118(1), 74, 75, 76, 329(3), 329(4), 352, 351(2) and 3(5) of the Bharatiya Nyaya Sanhita.

3. Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the informant alleges that marriage of her daughter is scheduled to take place on 05.06.2026 but Md. Tauqeer had been threatening that if the informant does not marry her daughter to him, he would ruin her

WEB COPY

dignity and ravish her and hence she would not be able to marry anywhere. It is next alleged that on 12.05.2026 at about 4:30 PM, Md. Tauqeer came to her house with an intent to violate her modesty and forcefully grabbed her daughter and tried ravishing her and tore her *salwar* and threw her down in the courtyard and molested her, on alarm, the accused persons named in the FIR including the petitioners came and assaulted informant's mother-in-law, on account to which, she became unconscious.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant. It is next submitted that petitioners are brother and father of Md. Tauqeer. It is further submitted that from perusal of the allegations as alleged in the FIR, it would manifest that thrust of the allegation is against Md. Tauqeer and the petitioners have been implicated only with an intent to coerce Md. Tauqeer into submission. It is also submitted that if privilege of anticipatory bail is granted, the petitioners will not abscond rather will cooperate in the investigation to prove their innocence. It is reiterated and submitted that petitioners are persons with clean antecedent.

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

WEB COPY

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender 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 Kuseshwar Asthan P.S. Case No. 138 of 2026 subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned Trial Court bringing to its notice that petitioners despite giving assurance to this Court is not co-operating in the investigation, in that event, the learned Trial Court shall be at liberty to cancel the bail bonds of the petitioners.

8. **Accordingly, the application stands allowed.**

(Satyavrat Verma, J)

rajesh/-

U		T	

WEB COPY