

IN THE HIGH COURT OF JHARKHAND AT RANCHI

A.B.A. No. 6766 of 2022

1. Md. Samim Khan @ Chhedan Khan @ Md. Samim

2. Soni @ Soni Khatoon

3. Md. Imroj

..... Petitioners

Versus

1. The State of Jharkhand

2. Gulnaz Parween

.....Opposite parties

CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Petitioners : Mr. Ritesh Kumar, Advocate

For the State : Mr. Rakesh Ranjan, A.P.P.

For the O.P. No. 2 : Mr. Talat Parween, Advocate

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Order No.07/ Dated:03.03.2023

Heard learned counsel for the parties.

Apprehending his arrest in connection with Kuru P.S. Case No. 51 of 2022 instituted under Sections 498(A), 313, 341, 323, 494, 504 & 34 of the Indian Penal Code, the petitioners have moved to this Court for grant of privilege of anticipatory bail.

As per F.I.R, allegation is that marriage of the informant has been solemnized with the son of the petitioner nos. 1 and 2 in the year 2014. She had conceived several times after the marriage, but every time it was terminated due to pressure of the husband and her in-laws. It is further alleged that she was also tortured and assaulted by her husband and his family members.

Learned counsel for the petitioners has submitted that petitioners are innocent and have committed no offence at all rather they have been falsely implicated in this case being relative of the husband of the informant. It is submitted that petitioners have no concern with the family relationship between the informant and her husband. It is lastly submitted that the petitioners undertake to co-operate with the investigation of the

case and also abide by all terms and conditions which may be imposed in the matter of granting anticipatory bail to the petitioners. Hence, the petitioners may be extended the privilege of anticipatory bail.

Learned Addl.P.P appearing for the State assisted by learned counsel for the petitioners opposes the prayer for anticipatory bail of the petitioners.

It appears that petitioners are mother-in-law, father-in-law and brother-in-law of the informant and there are general and omnibus allegation against the petitioners. Husband of the victim has been granted regular bail.

Considering the facts and circumstances of this case, the nature of allegation coupled with materials on record, I am inclined to grant privilege of anticipatory bail to the petitioners. Accordingly, the petitioners are directed to surrender in the Court below within four weeks from today and in the event of their arrest or surrendering, they will be enlarged on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Lohardaga in connection with Kuru P.S. Case No. 51 of 2022 with the condition that they will co-operate with the investigation of the case and appear before the investigating officer as and when noticed by him and furnish their mobile number and photocopy of the Aadhar Card with an undertaking that they will not change their mobile number during the pendency of the case and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Pradeep Kumar Srivastava, J.)

R.K/