

# Md. Tarique Anwar vs The State Of Bihar on 17 January, 2020

**Bench: Deepak Gupta, Aniruddha Bose**

ITEM NO.35

COURT NO.15

SECTION II-A

S U P R E M E C O U R T O F  
RECORD OF PROCEEDINGS

I N D I A

Petition(s) for Special Leave to Appeal (Crl.)

No(s). 11119

(Arising out of impugned final judgment and order dated 15-10-2019 in CRASJ No. 1035/2019 passed by the High Court Of Judicature At Patna)

MD. TARIQUE ANWAR

Petitioner(s)

VERSUS

THE STATE OF BIHAR

Respondent(s)

(FOR ADMISSION and I.R. )

Date : 17-01-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DEEPAK GUPTA  
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s)

Ms. Shahrukh Alam,Adv.  
Ms. Liz Mathew, AOR  
Mr. Navneet R.,Adv.  
Ms. Sonali Jain,Adv.  
Mr. Shantanu Singh,Adv.

For Respondent(s)

Mr. Samir Ali Khan, AOR

UPON hearing the counsel the Court made the following  
O R D E R

Though the allegations raised against the petitioner are of having committed rape, the fact is that he and the complainant have got married and have a child together. Provisional bail was granted to the petitioner in September, 2005. However, later the petitioner was convicted under Section 376 of the IPC and his appeal is pending before the Patna High Court.

In view of the fact that the petitioner was on bail during the trial and also the fact that the petitioner had got married to the prosecutrix, we deem it fit in the peculiar facts and circumstances of the case

to suspend the sentence and the petitioner may be released on bail on his furnishing bail bonds in the sum of Rs.10,000/- with one surety in the like amount to the satisfaction of the Trial Court.

Ordered accordingly.

The SLP is disposed of accordingly.

Pending applications, if any, stand disposed of.

(SUMAN WADHWA)  
AR CUM PS

(PRADEEP KUMAR)  
BRANCH OFFICER