

**HIGH COURT OF TRIPURA  
AGARTALA  
AB NO.117 OF 2020**

MD. Dilwar Hussain  
Vs.  
The State of Tripura.

---

For Petitioner(s) : Mr. Dibyendu Sarkar Advocate

For Respondent(s) : Mr. Ratan Datta, P.P.

---

**HON'BLE MR. JUSTICE ARINDAM LODH**

**Order**

**21.10.2020**

Heard Mr. D. Sarkar, learned counsel appearing for the petitioner-Md. Dilwar Hussain as well as Mr. R. Datta, learned P.P. appearing for the State-respondent through video conferencing.

I have perused the case dairy. The accused-petitioner has been apprehending arrest in connection with Dharmanagar P.S. Case No.10/2020 registered under Section 376(D), 377(2)(n)/417 of IPC read with Section 66(E)/67/67A of the IT Act, 2008 which was subsequently registered as GR 185/2020 pending before the Court of learned Judicial Magistrate 1<sup>st</sup> Class, Dharmanagar.

The allegation against the accused-petitioner is that about five years ago, he accompanied by one Belal Uddin @ badsha

who asked the victim girl to board his vehicle. Thereafter, the accused-person as well as the principal-accused, Belal Uddin @ badsha had raped her. After perusal of the case dairy, it is seen that all the allegation were levelled against the principal-accused, Belal Uddin @ badsha. It is also revealed from the examination of the private parts of the victim girl that there is no sign of forced sexual intercourse. Even there is no old cut marks or bite mark present in any of her private parts. There is no injury in any part of her body inside or outside.

Be that as it may, it is a fit case to grant anticipatory bail to the accused-person, Shri Md. Dilwar Hussain.

Accordingly, it is ordered that in the event of arrest, the accused-person, Shri Md. Dilwar Hussain shall be released on bail on his furnishing a bond of Rs.50,000/-(Rupees fifty thousand) with on surety of like amount to the satisfaction of the arresting authority. However, liberty is given to the investigating officer to interrogate the accused-person. The accused-person shall appear before the investigating officer on 29.10.2020 at 11.00 A.M. to face interrogation.

With the above observation and direction, the instant bail application stands disposed of.

**JUDGE**