

Criminal Misc Case No 165/2022 (u/s 438 CrPC)

Sialmari PS Case No : 26/2022

Date: 01/11/2022

CR, CD has been received.

Seen the bail petition u/s 438 CrPC filed by the accused-petitioner **Mohidul Islam**, in connection with **Sialmari PS Case No 26/2022** u/s 457/363/365/354/34 of IPC praying for allowing him pre-arrest bail.

Heard both sides.

Learned defence counsel has submitted that accused person is innocent and no way connected with the alleged offences.

On perusal of the FIR, it is seen that one Dilbar Ali lodged an ejahar before the Sialmari PS stating interalia that on 6/6/22 at 12 midnight, the informant and his other family members while sleeping and at that time the accused Mohidul Islam and 2/ 3 number unknown culprits unlock the door and entered in his house and the accused person forcefully brought the minor daughter of informant namely Dilruba Parbin and taken into the crops field and the accused person also tried to sex with her and they also shown sharp weapon to kill her minor daughter. His minor daughter somehow escaped from the clutches of the culprits.

Perused the CD. On perusal of record, I found sufficient incriminating materials against the accused

Considering the materials against the accused, **the instant petition is rejected.**

Hence, the **pre-arrest bail of accused Mohidul Islam is hereby stands rejected.**

Send a copy of this order to I/O.

Send back the CD.

Misc case is accordingly disposed of and be tagged with main record.

Addl. Sessions Judge,
Nalbari