

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19105 of 2015

Arising Out of PS.Case No. -46 Year- 2014 Thana -SHERGHATI District- GAYA

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1. LALJI YADAV @ LALDI YADAV Son of Deo Charan Yadav resident
of village- Dhab Chiraiya Tola Vijay Nagar, P.S. Sherghati, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amarendra Kumar Singh

For the Opposite Party/s : Mr. J.N.Thakur(App)

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 29-04-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with
Sherghati P.S. Case No. 46 of 2014 registered under section 376
of the Indian Penal Code.

The informant of the case has alleged that the
petitioner overpowered her and finding her alone in the room
ravished her. The prosecutrix has supported her allegation in
course of investigation. The Investigating Officer has submitted
charge sheet in the case.

It has been contended that during the pendency of the
case, the learned Sub Divisional Judicial Magistrate, Sherghati has
committed the case of the petitioner to the court of Sessions for

trial and charges have also been framed. However, till date no witness has been examined on behalf of the prosecution.

Considering the direct and specific allegation made by the informant against the petitioner, the prayer for bail of the petitioner was earlier rejected by this Court vide order dated 24.07.2014 passed in Cr.Misc. No. 25107 of 2014.

I see no reason to take a different view of the matter. Accordingly, the application is dismissed once again.

However, the court below is directed to expedite the trial and conclude the same preferably within one year from the date of receipt/production of a copy of the order, failing which the petitioner would be at liberty to renew his prayer for bail.

(Ashwani Kumar Singh, J)

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