

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11362 of 2015

Arising Out of PS.Case No. -39 Year- 2014 Thana -SC/ST P.S. District- NAWADA

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Mahendra Yadav son of Late Bharat Yadav resident of Village Dhandhari,
P.S. Akbarpur, District- Nawada.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 08-05-2015

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case registered for the offence punishable under Sections 448, 341, 352, 504, 376 and 511 of the Indian Penal Code and Section 3(I) (XII) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

The allegation against the petitioner is to have entered into the house of the prosecutrix and tried to commit rape upon her. When she raised alarm, the petitioner abused and gave threatening. While he was escaping he was apprehended by the neighbours, who let him off as there would be Panchayati.

Learned counsel for the petitioner submits that petitioner is a substantial man having landed property and the informant is a poor lady and she was demanding money and when it was not paid, this case has been lodged against the petitioner.

Learned counsel for the State submits that during investigation the allegation of the prosecutrix has been supported by several witnesses and after investigation the case has been found true against the petitioner.

Considering the facts and circumstances, in my opinion, the petitioner does not deserve bail at this stage. His prayer for the bail is rejected.

Let the trial of the petitioner in Nawada SC & ST P. S. Case no. 39 of 2014 be expedited.

(Amaresh Kumar Lal, J)

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