

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41415 of 2014

Arising Out of PS.Case No. -87 Year- 2014 Thana -RIGA District- SITAMARHI

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SAHAUDDIN NUT @ SAHABUDDIN NAT SON OF RUSHTAM NAT
RESIDENT OF VILLAGE - RAM NAGRA, P.S. - RIGA, DISTT. -
SITAMARHI

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance:

For the Petitioner/s : Mr. Shankar Kumar, Adv.

For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

5 28-04-2015 Supplementary affidavit has been filed on behalf of
petitioner, taken on record.

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor.

On account of kidnapping of minor girl aged about
12 years, instant prosecution has been launched by her father
wherein he had named the petitioner as well as Noor
Mohammed. Victim was apprehended and her statement under
Section 164 Cr.P.C. has been recorded wherein she had not
named anybody though detailed the occurrence. For the
present, Sessions trial is going on and as per supplementary
affidavit filed on behalf of petitioner, victim has been examined
as PW-1 whereunder she had alleged against the petitioner and
others to be her kidnapper as well as to have raped along with
others including his friends whom he invited.

That being so, I do not see it a fit case for grant of
bail for the present accordingly, prayer for bail is rejected.

The learned lower court is directed to expedite the trial and conclude the same within a year and for that Superintendent of Police, Sitamarhi is also directed to produce all the witnesses so that trial be concluded within the aforesaid stipulated period positively. In case trial is not concluded within the aforesaid stipulated period, then in that event, petitioner will be at liberty to renew his prayer for bail.

(Aditya Kumar Trivedi, J.)

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