

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13075 of 2015

Arising Out of PS.Case No. -7 Year- 2012 Thana -LODIPUR District- BHAGALPUR

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1. Md. Sarfuddin @ Chhotan @ Chotan Khan @ Sarfuddin @ Chhottan Khan @ Chotan Son of Late Md. Monaf @ Md. Monaz Resident of Village - Barahpura, P.S. - Ishakchak, District - Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shiwesh Chandra Mishra

For the Opposite Party/s : Mr. Madhuranand Jha(App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 26-08-2015

Heard learned counsel for the petitioner and the State.

In this case allegation against the petitioner has been made to have perpetuated sexual assault on a 7-year girl, as such, he does not deserve sympathy. Accordingly, this petition is dismissed.

The report received from the 1st Addl. Sessions Judge, Bhagalpur shows that he has taken all efforts for securing the attendance of witnesses but utterly failed on account of non-co-operation extended by the prosecution side.

The Senior Superintendent of Police, Bhagalpur is directed to look into the matter and ensure that all witnesses, including the official witnesses are examined within six months from the date of receipt/production of copy of this order.

Let a copy of this order be communicated to the
Director General of Police, Bihar to ensure that the witnesses are
examined immediately.

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(Shivaji Pandey, J)