

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.57339 of 2015

Arising Out of PS.Case No. -314 Year- 2011 Thana -JOKIHAT District- ARRARIA

Md. Shahanshah @ Shahadat Anwar, Son of Md. Reyazuddin, resident of village- Masuriya, P.S.- Mahalgaon (Jokihat) District- Arariya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Md. Helal Ahmad, Advocate

For the Opposite Party/s : Mr. Sunil Kr. Panday, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

4 08-02-2016 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner seeks bail in connection with Jokihat (Mahalgaon) P.S. Case No. 314 of 2011 registered under Section 376 of the Indian Penal Code.

Regard being had to the direct and specific allegation made against the petitioner that he ravished the informant, a girl aged about 17-18 years, I am not inclined to grant bail. Accordingly, the application for bail is rejected.

The learned Chief Judicial Magistrate, Araria is directed to commit the case to the Court of Sessions for trial

forthwith. In case trial is not concluded within nine months from the date of framing of charge, the petitioner would be at liberty to renew his prayer for bail before the trial court itself. In that circumstance, the trial court must assign reasons as to why trial could not be concluded within the stipulated period while disposing of the bail petition.

(Ashwani Kumar Singh, J.)

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