

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1511 of 2016

Arising Out of PS.Case No. -34 Year- 2015 Thana -SITAMARHI GRP CASE District-
SITAMARHI

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Subodh Kumar Sah Son of Late Asharfi Sah, resident of Village-
Adambagh, P.S.- Bairgania, District- Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa

For the Opposite Party/s : Mr. Md.Arif(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 15-01-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner is named in the first information report on

the accusation that he took the informant's minor daughter from

railway platform and made attempt to commit rape on her but he

was fortunately caught by the informant and others.

Contention on behalf of the petitioner is that

petitioner is a mentally sick person and as a matter of fact he was

caught by the informant on mere suspicion but I am not at all

convinced with the aforesaid submission and accordingly, the

prayer for bail of the petitioner in connection with Rail

(Darbhanga) P.S. Case No.34 of 2015 stands rejected. However, if

the plea of lunacy raised before the trial court, the trial court may proceed with the aforesaid case in accordance with law without being prejudiced by this order.

(Hemant Kumar Srivastava, J)

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