

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49163 of 2015

Arising Out of PS.Case No. -122 Year- 2012 Thana -NAWADA District- NAWADA

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1. Karu @ Karat Sao Son of Brijnandan Sao Resident of village - Siswan,
P.S. Nawada Town, District - Nawada

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Verma

For the Opposite Party/s : Mr. U.S.P.Singh(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

3 03-02-2016 Heard the learned counsel for the petitioner as well as
the learned A.P.P for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 342, 323, 376 (G) and 506 of the I.P.C

Allegedly, the informant was gang raped by the
petitioner and others when she was going to attend the call of
nature.

Submission is of false implication and that there was
some dispute of money between the informant and co-accused
Anup and when Anup demanded his money at that time the
petitioner was also with him resulting the informant implicated
the petitioner in the alleged occurrence, the petitioner has
voluntarily surrendered in the court below on 23.03.2012 and

since then he is in custody, the doctor has not given definite opinion regarding rape, in near future the trial is not likely to be concluded and as such the petitioner deserves sympathetic consideration.

The learned A.P.P. opposes prayer for bail.

In the facts and circumstances as stated above, considering the allegation attributed against the petitioner, heinous in nature, this Court is not inclined to enlarge the petitioner on bail and accordingly his such prayer stands rejected in connection with Sessions Trial No. 292 of 2012/ 184 of 2014 arising out of Nawada Town P.S. Case No. 122 of 2012 pending in the court of the Additional Sessions Judge-II, Nawada.

However, considering the detention of the petitioner, the learned trial Judge is directed to expedite the trial and to conclude the same in view of amended proviso of section 309 Cr.P.C after taking the same on day to day basis.

Abhay/-

(Jitendra Mohan Sharma, J)

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