

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12449 of 2017

Arising Out of PS.Case No. -341 Year- 2015 Thana -SUGAULI District-
EASTCHAMPARAN(MOTIHARI)

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Rahul Singh @ Abhishek Kumar, son of Sant Bachcha Thakur, resident of
Village- Khajuriya, P.S.- Govindganj, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Kumar Kaushik, Advocate

For the Opposite Party/s : Mr. Mustaque Alam, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 12-04-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Sugauli P.S.Case No. 341 of 2015 registered for the offences
punishable under Sections 385 and 387 of the Indian Penal Code.

Allegation against the petitioner is for demand of
extortion and it is said that informant received phone call from the
petitioner.

It has been submitted on behalf of the petitioner that
petitioner has falsely been implicated in this case as on
verification of address of the mobile phone, it was found to be
fake. However, as it is alleged in FIR that caller disclosed the
name as Rahul Singh, i.e., the petitioner, as such, he has been
made accused in this case and at that time he was in custody and
in the present case he is in custody for more than one year.



Heard learned APP also.

Having heard both sides and in view of allegation and considering the criminal antecedents, I am not inclined to grant bail to the petitioner.

However, as the petitioner is in custody for more than one year, learned trial court is directed to expedite the trial and at the same time the Superintendent of Police, East Champaran is directed to ensure that the witnesses are present in court on the date fixed.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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