

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1782 of 2017

Arising Out of PS.Case No. -39 Year- 2017 Thana -DESARI District- VAISHALI(HAJIPUR)

=====

1. Mahendra Singh, Son of Narayan Singh, Resident of Village- Panapr
Raghunath, Police Station- Desri, (Sahdei O.P.), District- Vaishali.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Jharkhandi Upadhyay

For the Respondent/s : Smt Usha Kumari No-1

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 19-08-2017 The appellant seeks regular bail in connection with

Desari (Sahdei O.P.) P.S. Case No. 39 of 2017, registered for

offences punishable under Sections 120B, 376(2)(G) and 302 of

Indian Penal Code, Section 4(a) of POCSO Act and Section

3(I)(V), 3(II)(V) of SC/ST Act.

Allegation as per F.I.R against the appellant is of

committing rape on the daughter of the informant and also of

killing her.

It has been submitted on behalf of the appellant that the

case of appellant is similar to the co-accused person, who has been

granted bail by this Court. Further there is no eye witness of the

occurrence and the name of the appellant has been dragged in this

case only on the basis of suspicion.



Learned Special P.P. opposed the prayer for bail of the appellant.

Having heard both sides, the submission of learned counsel for the appellant that other co-accused of this case has been granted bail cannot be acceded to as the other co-accused, who was granted the privilege of bail was a lady and the case is under Section 376(2)(G) and 302 of Indian Penal Code, so far appellant in the present case is concerned, considering the facts and circumstances of the case and the nature of allegation I am not inclined to release the petitioner on bail, this appeal is accordingly dismissed.

However, the trial court is directed to expedite the trial and try to conclude it within a period of one year.

(Vinod Kumar Sinha, J)

sunil/-

U		T	
---	--	---	--

