

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49730 of 2016

Arising Out of PS.Case No. -168 Year- 2016 Thana -CHOUTARWA District-
WESTCHAMPARAN(BETTIAH)

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Tara Yadav, s/o Lalmohan Yadav, r/o vill-Navka Tola, Badhwariya, PS-
Chautarwa, Dist- West Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Sinha

For the Opposite Party/s : Mr. Sri Gauri Shankar Gupta

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 17-01-2017 Heard learned counsel for the petitioner as well as

learned Addl. Public Prosecutor.

The application is for grant of bail in connection
with Chautarwa (Badwariya) PS case no. 168 of 2016 for the
offence under Sections 307 and 376 of the Indian Penal Code.

It is submitted on behalf of petitioner that in the
medical examination, no sign of rape was found and during
investigation, witnesses have not supported the case of prosecution
and petitioner is in custody for more than one year.

Heard learned A.P.P. also. Learned A.P.P. has
opposed the prayer for bail stating that there is direct allegation
against the petitioner.

Having heard both sides. In view of the fact that
there is direct allegation against the petitioner, I am not inclined to



grant bail to the petitioner. As such, his prayer for bail rejected at this stage. However, considering the fact that petitioner is in custody for more than one year and charge has not been framed as yet, learned lower court is directed to expedite the commitment of the case as well as trial and tried to dispose of the case within a period of one year.

With these observations, this bail application is dismissed.

(Vinod Kumar Sinha, J.)

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