

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10439 of 2017

Arising Out of PS.Case No. -148 Year- 2015 Thana -MAGADH MEDICAL COLLEGE District-
GAYA

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1. Neeraj Kumar @ Baru @ Badu Son of Sitaram Yadav, Resident of
Belthu Tola, Gulriya Chak, P.S. Magadh Medical, District Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Smt Leelawati Kumari, Advocate

For the Opposite Party/s : Mr. Sri Arun Kumar Pandey (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 15-03-2017 Heard learned counsel for the petitioner and the
learned counsel representing the State.

The petitioner wants to renew the prayer of bail which was earlier rejected by order dated 11.07.2016 passed in Cri. Misc. No. 21921 of 2016, on the ground that the petitioner is suffering in custody since 23.11.2015. Medical evidence does not support the allegation of rape, up till now trial has not been concluded though there was direction to conclude the same as per amended proviso of Section 309 of Cr.P.C. and, as such, the petitioner deserves sympathetic consideration.

Learned APP opposes the prayer of bail.

In the facts and circumstances stated above, finding
no good ground for reconsideration of prayer of the bail, again



prayer of the bail of the petitioner stands rejected.

However, the learned trial court is again directed to expedite the trial and conclude the same preferably within three months from the date of receipt/production of a copy of this order.

(Jitendra Mohan Sharma, J.)

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