

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11515 of 2017

Arising Out of PS.Case No. -21 Year- 2016 Thana -BAJPATTI District- SITAMARHI

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1. Pappu Kumar @ Pappu Sah, Son of Sri Hari Charan Sah, Resident of
 Village- Madhban Bazar, P.S.- Bajpatti, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amrit Abhijat

For the Opposite Party/s Mr. Md. Ashlam Ansari

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03 10.05.2017 Supplementary affidavit is filed on behalf of the petitioner.

Let it be kept on record.

Heard learned counsel for the petitioner as well as learned
 Addl. Public Prosecutor for the State.

Petitioner has filed this second bail petition on the ground
 that victim was examined in course of trial as the prosecution witness
 no.4 but in her cross-examination, she did not support the prosecution
 case but I am not at all convinced with the aforesaid submission
 because in her examination-in-chief, victim supported the story of
 rape and so far as cross-examination is concerned, it is not a proper
 stage to marshal the statement made by the victim in her cross-
 examination and the same shall be considered by the concerned court
 at the appropriate stage.

Accordingly, prayer for bail of the petitioner in connection
 with Session trial no. 332 of 2016 arising out of Bajpatti P.S. Case no.



21/2016 pending in the court of Addl. Sessions Judge I, Sitamarhi stands rejected. However, learned trial court should expedite the trial of the petitioner.

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(Hemant Kumar Srivastava,J)

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