

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2393 of 2017

Arising Out of PS.Case No. -102 Year- 2016 Thana -MAHILA P.S. District- MADHUBANI

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1. Aman Raj @ Bitu Singh Son of Baidya Nath Singh, R/o Village-
Hanuman Nagar, P.S.- Khutauna, District- Madhubani.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Dileep Kumar Singh

For the Respondent/s : Mr. Sri Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 06-11-2017 The appellant seeks regular bail in connection with

Madhubani Mahila P.S. Case No. 102 of 2016, registered for

offences punishable under Sections 376 (D) of the Indian Penal

Code, and Section 3(1)(w) of SC/ST (POA) Act and under Section

67 of I.T. Act.

Allegation against the appellant that he along with other

committed gang rape upon the informant.

It has been submitted on behalf of the appellant that in

this case statement of girl has been recorded under Section 164

Cr.P.C., in which though she has supported the occurrence but she

has not named the appellant or any other accused person. Further

appellant has been in judicial custody since 08.02.2017.

Heard learned Special P.P. also.



Having heard both sides, though the informant could not name the appellant or any other accused person in her statement recorded under Section 164 Cr.P.C, however, considering the heinous nature of offence, I am not inclined to release the appellant on bail, his appeal for regular bail is, accordingly, dismissed.

However, the Special Judge is directed to expedite the trial and try to conclude it within a period of six months even by conducting the trial on day to day basis and if the trial is not concluded within the aforesaid period, the appellant will be at liberty to renew his prayer for bail in the court below itself.

(Vinod Kumar Sinha, J)

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