

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31288 of 2018

Arising Out of PS.Case No. -56 Year- 2018 Thana -DUMRA District- SITAMARHI

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Pankaj Kumar @ Pankaj Mishra S/o Dilip Kumar Mishra, R/o Vill.- Beli,
P.S.- Dumra, District- Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh

For the Opposite Party/s : Mr. Atul Chandra

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

6 24-09-2018 Heard learned counsel for the petitioner.

Petitioner prays for bail in connection with Dumra
P.S.Case No. 56 of 2018 registered for the offences punishable
under Sections 363 and 366A of the Indian Penal Code.

Allegation against the petitioner is of kidnapping of
daughter of the informant.

Submission of learned counsel for the petitioner is that
the victim girl is major and there is delay of five days in giving
information to the police and petitioner is next door neighbour of
the informant. Further submission is that the victim in her
statement under Section 164 Cr.P.C. she has supported the
prosecution case and stated that petitioner has made physical
relationship with her and she has stated her age as 15 years.



Heard learned APP also, who has opposed the prayer for bail.

Having heard both sides and in the facts and circumstances, as stated above, I am not inclined to grant bail to the petitioner.

However, since petitioner is in custody since 12.2.2018, learned court below is directed to expedite the commitment of the case and thereafter learned trial court is directed to expedite the trial and conclude the same within a period of nine months. If trial is not concluded within the said period and there is no laches on the part of the petitioner and other accused persons, learned trial court shall release the petitioner on bail to its own satisfaction.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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