

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20357 of 2018

Arising Out of PS.Case No. -315 Year- 2017 Thana -DALSINGHSARAI District- SAMASTIPUR

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1. Ram Babu Kumar @ Ram Babu Paswan S/o Hare Krishna Paswan, R/o
Ward No. 8, Pand Dalsingsarai, P.S.- Dalsingsarai, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Nand Shukla

For the Opposite Party/s : Mr. Amitesh Kumar

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 04-05-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 03.10.2017
in connection with Dalsingsarai P.S. Case No. 315 of 2017
registered for the offences punishable under Sections 376/34 of
the Indian Penal Code.

Learned counsel for the petitioner submits that there
is previous enmity between the parties and for the said reason, the
petitioner has been falsely implicated in the present case.

Diary in the present case was called for which has
since been received.

Learned counsel for the State after perusal of the case
diary submits that the petitioner was caught at the place of
occurrence and the girl in her statement under Section 164



Cr. P.C. has supported the incident and it appears that he was an active participant of the occurrence. He was caught red-handed by the villagers at the place of occurrence.

In view of the aforementioned facts and circumstances, I am not inclined to grant regular bail to this petitioner. It is accordingly rejected.

Let the trial be expedited so as to be concluded, preferably within a period of one year from today.

(Anjana Mishra, J)

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