

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41800 of 2018

Arising Out of PS.Case No. -242 Year- 2016 Thana -GAYA KOTWALI District- GAYA

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Chandan Kumar, S/o Ram Swaroop Sharma @ Ram Swaroop Thakur, R/o
Mohallah- Sevalal Road Sampat Gali, P.S.- Vishunpad, District- Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashutosh Singh

For the Opposite Party/s : Mr. Arun Kumar Singh -5

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 08-08-2018 Earlier prayer for bail of the petitioner was rejected by

this Court vide order dated 26.7.2017 passed in Cr.Misc.No.

33667 of 2017 and there is allegation of committing rape on a

minor girl.

Submission of learned counsel for the petitioner is that

petitioner is in custody since 5.7.2016 and till date not a single

witness has been examined in this case.

Heard learned APP also.

Having heard both sides and on perusal of record it

appears that trial has not commenced. However, learned trial court

assures that trial will be concluded within four months.

In the facts and circumstances, as stated above, I am not

inclined to grant bail to the petitioner.



However, learned trial court is directed to expedite the trial by conducting it on regular basis and try to conclude it as soon as possible. At the same time, Sr.Superintendent of Police, Gaya is directed to ensure presence of the witnesses in court.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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