

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61457 of 2019

Arising Out of PS. Case No.-208 Year-2019 Thana- MANIHARI District- Katihar

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SARAFAT DHANNU @ SHARAFAT @ DHANNU Son of Sk. Warsali @
Orsali Resident of Village-Manihari Pachchim Tola, Post Office and Police
Station-Manihari, District-Katihar

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Najmul Hoda, Advocate

For the Opposite Party/s : Mr.Arun Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 18-12-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offence punishable under Section 376/34 of the Indian Penal
Code in connection with Manihari P.S. Case No. 208 of 2018.

Allegation against the petitioner is of commission of
rape against the informant. The informant has supported the
aforesaid allegation in her statement under Section 164 Cr.P.C.
also. Though she stated that the petitioner was known to her as
the petitioner was her neighbour.

Submission is that the matter is of love affairs and the
prosecution case does not find corroboration from the medical
evidence. Petitioner is in custody since 29.06.2019.



Considering the nature of allegation, I am not inclined to enlarge the petitioner on bail for the present. Hence, the prayer for bail is refused.

The trial Court is directed to expedite the trial and conclude the same preferably within nine months.

(Birendra Kumar, J)

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