

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80632 of 2018

Arising Out of PS. Case No.-13 Year-2017 Thana- HARLAKHI District- Madhubani

Lalit Mandal son of Awadhi Mandal, Resident of Village- Kamlapath Patti,
P.S.- Harlakhi, District-Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nilesh Kumar

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 20-02-2019 The petitioner is facing trial in a case instituted for

the offence under Section 376(D) of the Indian Penal Code.

The earlier prayer of the petitioner for grant of bail

was rejected vide order dated 04.01.2018 passed in Cr.

Misc. No. 53986 of 2017.

The petitioner has renewed his prayer for bail on

the ground of the trial not having been completed up till now

even when the petitioner had remained in custody for

approximately two years.

This Court asked for a report about the stage of

the case from the court below and the report which has since

been received indicates that out of six prosecution witnesses,



two have been examined which includes the informant /
prosecutrix.

Learned counsel for the petitioner has further
submitted that the prosecutrix in her deposition has not
supported the prosecution version and therefore the
petitioner should be allowed bail during the pendency of the
trial.

The prayer of the petitioner is rejected.

However, considering the period of custody of the
petitioner and taking into account that only four witnesses
are left to be examined, this Court directs the trial court to
conclude the proceedings as early as possible, preferably
within a period of six months from the date of
production/communication of a copy of this order.

With the aforesaid observation / direction, this
petition stands disposed off.

(Ashutosh Kumar, J)

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