

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.77359 of 2019**

Arising Out of PS. Case No.-23 Year-2019 Thana- MAHILA PS District- Aurangabad

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YOGENDRA PASWAN, Son of Sudama Paswan, Resident of Village-  
Ankupa, P.S. - Kutumba, District - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Kamendra Pd. Singh, Adv.

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

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**CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI**  
**ORAL ORDER**

3      18-12-2019                      Heard learned counsel for the petitioner as well as learned  
Additional Public Prosecutor.

2. The allegation against the petitioner happens to be with regard to committing rape over the victim/informant and, during course of fleeing was apprehended by the police official who arrived at the spot hearing cry of the victim.

3. Learned counsel for the petitioner has placed the evidence of the victim recorded as PW-1 whereunder, though she has substantiated the case but declined to identify the petitioner to be a rapist.

4. Be that as it may, considering the materials available on the case diary, the prayer for bail is rejected.

5. However, considering the new development, the learned lower court will endeavour to conclude the trial at an earliest.

**(Aditya Kumar Trivedi, J)**

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