

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.399 of 2020

Arising Out of PS. Case No.-436 Year-2019 Thana- GAURICHAK District- Patna

Nepali @ Bauna @ Satish (M), aged about 25 years, Son of Pramod Kewat
Resident of Village - Rampur, P.S.- Gauri Chak, District- Patna

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Lovekush Kumar
For the Respondent/s : Mr.Sadanand Paswan

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

6 11-11-2020 Heard Mr. Sachchidanand Choudhary, learned
counsel for the appellant and Mr. Sadanand Paswan,
representing the State.

The present memo of appeal has been filed against the
order dated 18.12.2019 passed by Spl. Judge SC/ST Act, Patna
in Spl. Case No. 528 of 2019 arising out of Gaurichak P.S. Case
No. 436 of 2019 lodged under Sections 363, 365 of the I.P.C.
and Sections 3(1)W(i)(ii)3(2)(v)(a) of the SC/ST Act rejecting
bail of the appellant.

An allegation has been made that the victim girl was
lifted by the present petitioner and, thereafter, on Hulla, the
people of the locality traced her and brought to her parents'
house.

The appellant is the named accused in the F.I.R.



Before recording her statement under Section 164 Cr.P.C., some questions were put to her to which she replied properly and, only thereafter, her statement was recorded in which she has specifically taken the name of the present appellant attributing the allegation that she was carried away by the present appellant, when there was Hulla, he fled away from there.

Looking to the entirety of the matter, this Court is not inclined to grant bail to the appellant.

Accordingly, the prayer for bail of the appellant, above named, is rejected for the present.

(Shivaji Pandey, J)

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