

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20500 of 2020

Arising Out of PS. Case No.-195 Year-2019 Thana- GUTHANI District- Siwan

Roshan Gond S/o Suresh Gond Resident of Village- Mairitar, P.S.- Guthni,
Distt- Siwan

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Prabhakar Singh

For the Opposite Party/s : Mr. Akshay Lal Pandit

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

3 05-10-2020 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State through video

conferencing.

Petitioner is in jail custody since 11.12.2019 in
connection with Guthni P.S. Case No. 195 of 2019 registered
for the offences punishable under Sections 363, 376/511 of the
Indian Penal Code and Sections 4, 6, 8 of POCSO Act.

Petitioner is said to have made attempt to commit rape
on a five year old girl.

Learned counsel of the petitioner submits that medical
report does not support the accusation and at para 14 of the case
diary, one prosecution witness admitted that petitioner has been
roped in this case on account of previous enmity.



The learned trial court has mentioned in the impugned order that charge against the petitioner has already been framed and his trial has commenced.

Considering the aforesaid facts and circumstances as well as submissions of the parties, I am not inclined to release the petitioner on bail and accordingly, his prayer for bail in connection with Guthni P.S. Case No. 195 of 2019 corresponding to POCSO Trial No. 04 of 2020 stands rejected.

However, learned trial court is directed to expedite the trial of the petitioner and try to conclude the same as early as possible, preferably within one year from the date of receipt/production of copy of this order.

(Hemant Kumar Srivastava, J)

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