

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 21382 of 2020

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1. NIKKI RAI @ BHUIYAN @ NIKKI BHUIYAN, (male) aged about 28
years, S/o- Srilal Bhuiyan, P.S.- Mansahi, District- Katihar.

... .. Petitioner

Versus

1. The State of Bihar

... .. Opposite Party

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Appearance
For the Petitioner/s : Mr.Sanjeev Kumar Singh, Advocate
For the Opposite Party/s : Mr.Ramnaresh Ray, APP

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

3 20-08-2020 Heard Mr. Sanjeev Kumar Singh, learned counsel

appearing on behalf of the petitioner and Mr. Ramnaresh Ray,

learned Additional Public Prosecutor, for the State of Bihar.

This application for grant of regular bail arises out of

Mansahi P.S. Case No. 34 of 2018, registered for the offences

punishable under Sections 366(A), 364, 506/34 of the Indian

Penal Code.

The petitioner had earlier approached this Court

seeking regular bail, which was rejected. He has renewed his

prayer for bail by filing present application. From the

submission advanced on behalf of the petitioner, it transpires

that the trial is in progress and the victim has fully supported the

case of the prosecution of her kidnapping and sexual assault.



Learned counsel for the petitioner has submitted that the Investigating Officer has not fully supported the case of the prosecution at the trial.

Be that as it may, since the trial appears to be at advanced stage, considering the gravity of the offence, I am not inclined to grant the petitioner, privilege of regular bail for the present.

This application is dismissed.

The Court expects expeditious disposal of the trial. If there is no perceptible progress in the trial, the petitioner shall be at liberty to renew his prayer for bail after six months.

It is directed that defects in the application pointed out by the Registry must be removed within two months from today.

Since there is a lockdown, the Court has considered it appropriate to adopt following procedure for communication of the present order:-

(i) The order, which has been dictated during the course of the proceedings of virtual Court, shall be communicated to me on my e-mail I.D. by the Secretary.

(ii) The corrected copy of the order shall be transmitted by me from my e-mail I.D. to the Secretary, which



shall be treated to be the authentic copy of the order passed by this Court today in the present proceeding.

(iii) Hard copy of the order, duly signed by me, shall be preserved in my residential office for documentation and future use, if any.

(iv) Let a copy of the order be communicated to the learned court below through e-mail or any other appropriate electronic mode by the Registry.

Let steps be taken by the Registry for uploading of the present order without compromising with the norms of social-distancing.

(Chakradhari Sharan Singh, J)

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