

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.22623 of 2020**

Arising Out of PS. Case No.-211 Year-2016 Thana- NAUBATPUR District- Patna

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SHAIENDRA KUMAR @ SHAIENDRA PRASAD S/o- Late Dilipan Rai  
@ Dalipan Prasad R/v- Selgarh, P.S.- Ranitalab, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Vijay Kumar Sinha

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

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**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

2      10-09-2020                      Heard learned counsel for the petitioner and the  
learned A.P.P. for the State.

The petitioner seeks bail in connection with  
Special (POCSO) Case No. 103 of 2016 for the offence under  
Sections 366A, 376, 34 of the Indian Penal Code and  $\frac{3}{4}$  of the  
POCSO Act.

Learned counsel appearing for the petitioner  
submits that the petitioner, who is of clean antecedent, is  
innocent and has not committed any offence. In fact, earlier  
the prayer for bail of this petitioner had been rejected on  
several occasions by the then co-ordinate Bench of this Court  
with an observation and direction to conclude the trial of the  
case within nine months from the date of order



i.e.04.09.2019 but the trial of the case is still pending and there is no likelihood of conclusion of trial in near future. The petitioner is rotting in judicial custody since 01.04.2017.

Considering the facts and circumstances of the case, let the, above named, petitioner be released on bail on furnishing his personal bond to the satisfaction of learned Additional Sessions Judge-I- cum- Special Judge (POCSO), Patna in connection with Special (POCSO) Case No. 103 of 2016 arising out of Naubatpur P.S. Case No. 211 of 2016.

**(Arvind Srivastava, J)**

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