

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27807 of 2020

Arising Out of PS. Case No.-38 Year-2016 Thana- MAHILA PS District- Buxar

BINOD MAHTO @ BINOD KUMAR MAHTO S/o Ram Nath Mahto @
Ram Nath Koiri Resident of Village-Nandan, P.S.-Dumraon, District-Buxar.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Singh

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

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 21-10-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with
POCSO-12 of 2016, C.I.S. No. 60 of 2018 arising out of Mahila
P.S. Case No. 38 of 2016 for the offence under Sections 448,
376, 341, 323, 504, 506/34 of the Indian Penal Code and
Section 4/5 (K)(L) and 6/8 of the POCSO Act.

Learned counsel appearing for the petitioner
submits that earlier the prayer for bail of this petitioner had
been rejected by this Court vide order dated 24.04.2019
passed in Cr. Misc. No. 15589 of 2019 with a direction to the
learned court below to conclude the trial of the case within
six months from the date of order. But the trial of the case



still pending and there is no likelihood of its conclusion in near future. The petitioner is rotting in judicial custody since 03.06.2016 i.e. more than four year and on the ground of custody, the petitioner has renewed his payer for bail.

Considering the facts and circumstances of the case and the period of custody of the petitioner, let the, above named, petitioner be released on bail on furnishing his personal bond to the satisfaction of learned Additional Sessions Judge-1st -cum- Special Judge, POCSO, Buxar in connection with POCSO Case No. 12 of 2016, C.I.S. No. 60 of 2018 arising out of Mahila P.S. Case No. 38 of 2016.

(Arvind Srivastava, J)

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