

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56652 of 2018

Arising Out of PS. Case No.-150 Year-2017 Thana- ABADPUR District- Katihar

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Afsana Khatoon Daughter of Khabiruddin, resident of Village- Charkhora,
P.S. Abadpur, District- Katihar.

... .. Petitioner/s

Versus

1. State Of Bihar
2. Md. Sanjar Alam son of Late Md. Mohsen, resident of Village- Puriya, P.S.
Abadpur, District- Katihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Helal Ahmad
For the Opposite Party/s : Mr. Satyavarat Verma

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 24-02-2020 This application has been filed for cancellation of

bail granted to opposite party Nos. 2 by learned Additional
District Judge-I-cum-Special Judge, Katihar by order
dated 10.9.2017 in connection with Abadpur P. S. Case No. 150
of 2017 registered under Sections 376, 341, 323, 504 and 34 of
the Indian Penal code.

The ground for cancellation of bail is that there was
delay in lodging the FIR and considering the period of custody
opposite party No.2 has been granted bail. However, he
remained in custody only for 10 days.

Heard learned APP and learned counsel for opposite
party No.2 and perused the impugned order from which it



appears that learned Special Judge has considered the medical report in which her age was assessed at 17-18 years and no sign of rape was found on her person and also considering the materials available on the record he has been granted bail in the year 2018 itself and there is no case of misuse of privilege of bail or tampering with the evidence.

Considering the above, I find no merit in this application.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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