IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No.5424 of 2020

Dilip Kumar Hansda @ Dilip Kr. Hansda … Petitioner
Versus
The State of Jharkhand ⋯ Opposite Party

Coram: **HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY**

For the Petitioner : Mr. Manish Kumar, Adv.
For the State : Mr. Tapas Roy, Addl. P.P.

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04 /17.12.2020 Heard the parties through video conferencing.

The petitioner has been made accused in connection with Masalia P.S. Case No.31 of 2019 corresponding to G.R. No.593 of 2019 (S.T. No.226 of 2019) registered under Sections 376 of the Indian Penal Code.

Learned counsel for the petitioner submits that the allegation against the petitioner is that the petitioner has committed rape upon the victim. It is submitted that the allegation against the petitioner is false. It is further submitted that though in her statement recorded under Section 164 Cr.P.C., the victim has supported the case of the prosecution but in the meanwhile charge-sheet has been submitted in this case. It is next submitted that the petitioner has been in custody since 08.07.2019 as is evident from para-1 of the instant bail application. Hence it is submitted that the petitioner be released on bail.

Learned Addl. P.P. appearing for the State vehemently opposes the prayer for bail and submitted that in view of serious allegation of commission of rape upon the victim, there is every chance of the petitioner absconding if released on bail. Hence, it is submitted that the petitioner ought not be released on bail.

Considering the serious nature of allegation against the petitioner of committing rape upon the victim, this Court is of the considered view that this is not a fit case where the above named petitioner be released on bail. Accordingly, the prayer for bail of the above named petitioner is rejected.

Keeping in view the period of custody undergone by the petitioner and the serious nature of offences involved in this case, notwithstanding any order in administrative side of this Court, the trial court is directed to take up the trial of the case expeditiously and

to conclude the trial within six months from the date of receipt of this order by the trial Court. It is made clear that the trial be conducted and witnesses be examined by observing the precautions relating to COVID-19 pandemic.

Animesh/ **(Anil Kumar Choudhary, J.)**