

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33555 of 2020

Arising Out of PS. Case No.-174 Year-2020 Thana- ATRI District- Gaya

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Roushan Kumar, aged about 19 years, male, Son of Rajo Yadav, Resident of
Village- Kasiyadih, P.S.- Atri, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukul Jee, Adv.

For the State : Mr. Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 08-02-2021 Heard Mr. Mukul Jee, learned counsel for

the petitioner and Mr. Ram Priya Sharan Singh,

learned APP for the State.

The petitioner seeks bail in connection with

POCSO Case No. 62 of 2020 arising out of Atri P.S.

Case No. 174 of 2020, dated 05.06.2020, instituted

for the offences under Sections 341, 323, 326 and

376/34 of the Indian Penal Code and Section 4 of



the Prevention of Children from Sexual Offences Act, 2012.

On 16.12.2020, this Court had called for the case diary, which has been perused.

The accusation against the petitioner is of having sexually assaulted the victim.

Learned counsel for the petitioner has submitted that the attendant circumstances would clearly spell-out that the dispute lies somewhere else. The petitioner as well as the victim are cousins.

However, considering the nature of accusation in the F.I.R. and its confirmation by the victim in her statement under Section 164 Cr.P.C., this Court is not inclined to grant bail to the petitioner for the present, notwithstanding the fact that he is in custody since 06.06.2020.

The prayer for grant of bail is, accordingly, rejected.

The Trial Court, however, is directed to expedite and conclude the trial of the petitioner



within a reasonable period of time.

The application stands dismissed.

(Ashutosh Kumar, J)

Praveen-II/-

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