

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2336 of 2022

Arising Out of PS. Case No.-136 Year-2019 Thana- BHAWANIPUR District- Purnia

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DHANANJAY MANDAL @ BOUKU Son of Late Brahmdeo Mandal
Resident of Village - Raipura Yadav Tola, Police Station- Bhawanipur,
District - Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh, Adv.

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

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 23-03-2022 Heard Mr. Vikram Singh, learned counsel for the

petitioner and Mr. Ajay Kumar Jha, learned APP for the State.

Petitioner has renewed his prayer for bail inasmuch
as earlier bail application of the petitioner was dismissed on
merit *vide* order dated 23.12.2020 passed in Cr. Misc. No.
35445/2020.

The allegation, as per First Information Report, is that
the petitioner, allegedly, committed rape upon the wife of the
informant.

This Court *vide* order dated 02.02.2022 had called for
a report from the court of learned Chief Judicial Magistrate,
Purnea regarding stage of the trial and in pursuance thereof, the
report *vide* Letter No. 54/2022 dated 10.02.2022 has been



received and from perusal of the same, it would be evident that the charges have been framed against the petitioner and the case is running for examination of prosecution evidence. The report further reveals that the trial of this case may be concluded within nine months if the prosecution produces the witnesses and defence co-operates in examination.

In view of the fact that there is direct allegation of rape upon the petitioner and the earlier bail application of the petitioner was rejected on its merit, I see no reason to grant bail to the petitioner in the second attempt. Accordingly, the same is dismissed.

However, petitioner, if so advised, may renew his prayer for bail after nine months from today if the trial does not register any progress.

(Anil Kumar Sinha, J)

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