

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71962 of 2021

Arising Out of PS. Case No.-183 Year-2020 Thana- JANDAHA District- Vaishali

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SUBODH CHAUDHARY Son of Kankar Chaudhary, Resident of Village-
Araniya, P.S.- Jandaha, District- Vaishali.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY

ORAL ORDER

3 02-06-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Jandaha P.S. Case No. 183 of 2020 registered for offence
punishable under section 376 of the Indian Penal Code and
sections 4, 8 of the POCSO Act.

As per allegation, the petitioner committed rape upon
prosecutrix after gagging her mouth when the prosecutrix was
collecting wood from the forest.

The learned counsel for the petitioner has submitted



that charges have been framed and five witnesses, including the informant and the prosecutrix herself have been examined, but they did not support the prosecution case.

Per contra, the learned Additional Public Prosecutor has submitted that the prosecutrix, who is aged about 12 years, was sexually ravished by the petitioner and the doctor and the I.O. are yet to be examined.

Considering the above-mentioned facts and circumstances, the learned trial court is directed to take every endeavour to conclude the trial and dispose of the case within a period of six months. If the trial is not concluded by the aforesaid period, the petitioner may, if so advised, renew his prayer for bail.

With these observations/directions, this criminal miscellaneous petition is disposed of.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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