

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26091 of 2024

Arising Out of PS. Case No.-828 Year-2023 Thana- BEUR District- Patna

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Pankaj Kumar S/o Late Sadhu Mistri @ Sadhu Sharma R/O VILLAGE
MARSUR NAGAR CHHOTI PAHARI WARD NO 19 PS SOHSARAI
DISTT NALANDA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad, Adv.

For the Opposite Party/s : Mr.Bharat Bhushan, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

6 22-10-2024 Heard Mr. Raj Kishore Prasad, learned counsel for

the petitioner and Mr. Bharat Bhushan, learned APP for the

State.

2. The petitioner is in judicial custody in connection
with Beur P.S. Case No. 828 of 2023 for the offences punishable
under section 376 IPC and section 4, 6 of the POCSO Act,
lodged on 13.12.2023 by the informant, Upendra Kumar.

3. As per the prosecution story, the informant alleged
that his sister was found missing and when he went to the room
of this petitioner, found him in a compromising position.
Accordingly, the FIR.

4. As per the case, the girl is mentally abnormal and
even during the statement recorded under section 164 CrPC, the



same has been taken note of the concerned court. She, however, was able to communicate to the concerned court that the petitioner has prevailed upon her. The trial has commenced and the informant has been examined.

5. In that background, it would be appropriate that the petitioner faces trial, the bail application stands rejected.

6. Considering the petitioner is in custody for more than ten months, the trial has already commenced, the court concerned is directed to expedite the same and conclude it preferably within a period of six months.

(Rajiv Roy, J)

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