

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60437 of 2024

Arising Out of PS. Case No.-58 Year-2022 Thana- CHANDAN District- Banka

Basudeo Pattidar @ Basodeo Pattidar son of Sri Basauti Lal Village- Dalam
H.No-107, Ps- Meru Dist-Mandsor M.P

... .. Petitioner/s

Versus

1. The State of Bihar
2. Uttam Kumar son of Late Surendra Prasad Poddar R/o- Chandan Ps-
Chandan Dist- Banka

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satyaveer Jha, Advocate

For the Opposite Party/s : Mr. Vinod Shanker Modi, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 26-11-2024 Heard Mr. Satyaveer Jha, learned counsel for the

petitioner and Mr. Vinod Shanker Modi, learned Additional

Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
13.03.2023 in connection with Chandan P.S. Case No. 58 of
2022, F.I.R. dated 20.03.2022 for the offences punishable under
Sections 364, 302, 376(D.B.) and 201 of the Indian Penal Code
and Section 4 of the POCSO Act.

3. Earlier the bail application of the petitioner has been
rejected vide order dated 27.09.2023 passed in Cr. Misc. No.
49265 of 2023.

4. Learned counsel for the petitioner submits that



petitioner has clean antecedent and he has falsely been implicated in the present case. He further submits that the petitioner is not named in the F.I.R. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has not committed any offences as alleged in the F.I.R.

5. Vide order dated 04.09.2024 a report was called with regard to the present stage of trial. Report of the learned Trial Court dated 12.09.2024 reveals that out of 23 witnesses, 9 witnesses have been examined whereas learned counsel for the petitioner submits that till now 13 witnesses have been examined.

6. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that the F.S.L. report as well as CDR report suggest that the petitioner is involved in the present crime in question and blood of the victim was found in the barrack of the petitioner.

7. Considering the aforesaid facts and circumstances, nature of allegation as well as report of the learned Trial Court, I am not inclined to enlarge the petitioner on bail in connection with Chandan P.S. Case No. 58 of 2022 pending in the court of learned Additional Sessions Judge-VI-cum-Special Judge



POCSO, Banka.

8. Prayer is refused.

9. However, learned Trial Court is directed to expedite
and conclude the trial at the earliest.

(Rajesh Kumar Verma, J)

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