

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59815 of 2023

Arising Out of PS. Case No.-102 Year-2011 Thana- GOVINDPUR District- Nawada

Bhola Ram @ Bhola Rajbanshi Son Of Late Bhneshtar Rajbanshi Resident
Of Village - Patandei, P.S. - Govindpur, District - Nawada

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Verma

For the Opposite Party/s : Mr.Ashok Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 09-01-2024 Heard learned counsel for the petitioner and

learned A.P.P for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 376, 379 of the Indian Penal Code.

It is a case of commission of rape by the
petitioner upon the informant.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. The petitioner was all along
on bail in connection with the present case but due to
default, his bail bond was cancelled on 20.03.2013 and



thereafter, on 01.08.2013, a proceeding under Sections 82-83 Cr.P.C has also been issued against the petitioner. The petitioner had been declared absconder on 30.11.2017. The petitioner could not surrender due to COVID-19 and subsequently on 17.05.2022, the petitioner surrendered in connection with Sirdala P.S. Case No. 189 of 2020 and thereafter on 30.06.2022, the petitioner has been remanded in this case.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner and submitted that bail bonds of the petitioner was cancelled on 20.03.2013 and N.B.W was issued against him. The processes under Sections 82 and 83 Cr.P.C were also issued against him. The petitioner did not appear before the Trial Court due to which the trial got hampered.

Considering the fact that petitioner has misused the privilege of bail, this Court is not inclined to grant privilege of bail to the petitioner. The prayer for bail of



the petitioner stands rejected.

The Trial Court is directed to expedite the trial
and conclude the same at the earliest.

(Sunil Kumar Panwar, J)

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