

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66789 of 2024

Arising Out of PS. Case No.-60 Year-2023 Thana- AUANGARI District- Nalanda

Ravi Paswan Son of Subhash Paswan Village -Sabalpur PS- Aungari Dist
-Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar
2. Babita Devi W/o Sanjay Paswan Resident of Village-Sabalpur, P.S.-Aungari,
District-Nalanda, Pin-803116

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nitee Ranjan, Adv.
For the Opposite Party/s : Mr.Md. Aslam Ansari, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 14-11-2024 Heard Learned Counsel for the petitioner, Learned

Counsel for the Informant and Learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
POCSO Case No.87 of 2023 Aungari P.S. Case No.60 of 2023
lodged under Section 376 of I.P.C. read with Section 4/6 of the
POCSO Act.

3. Learned counsel for the petitioner submits that the
bail application of the petitioner has earlier been rejected vide
order dated 29.02.2024 passed in Cr. Misc. No.68751 of 2023
with liberty to renew his prayer for bail one year from the date of
cognizance.

4. Learned counsel for the petitioner further submits
that the cognizance has been taken on 05.08.2023 against the
petitioner and thereafter the trial has been commenced against
him. He further submits that out of 5 witnesses, only 2 witnesses
have been examined and case is pending for adducing evidence



for prosecution. He further submits that there is no likelihood of completion of evidence, therefore the petitioner may be released on bail.

5. Learned counsel for the informant vehemently opposes the prayer for bail and submits that he shall complete the evidence within 3 months.

6. Learned counsel for the State opposes the prayer for bail.

7. In the present facts and circumstances of this case and the submissions made above, this Court is not inclined to grant bail to the petitioner at present. Therefore, the bail application of the petitioner is hereby rejected.

8. However, it is hereby directed to the Trial Court to conclude the trial within 3 months. If the trial shall not be concluded within 3 months due to laches of the prosecution, then the Trial Court shall released the petitioner on bail imposing its own condition so that he may not evade his appearance during trial.

(Dr. Anshuman, J.)

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