

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9236 of 2025

Arising Out of PS. Case No.-262 Year-2023 Thana- BUXAR INDUSTRIAL District- Buxar

Deepak Ram S/O Late Butan Ram Resident of village - Patelwa, P.S- Buxar
Industrial, District - Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Pradhan

For the Opposite Party/s : Mr.Umanath Mishra

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 04-04-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. This is the second attempt of the petitioner for grant
of bail. Earlier his application was rejected vide order dated
31.01.2024 passed in Cr. Misc. No. 3393 of 2024.

3. The following order was passed on 31.01.2024:

*“Heard learned counsel for the petitioner
and learned APP for the State.*

*2. The petitioner seeks bail in connection with
Buxar Industrial P.S. Case No. 262 of 2023 registered for
the offence under Section 376 D of the Indian Penal Code
and under Section 67(A) of the I.T. Act.*

*3. As per the prosecution case, the petitioner is
alleged to have committed rape upon the victim girl.*

*4. Learned counsel for the petitioner submits
that the petitioner is innocent and he has falsely been
implicated in this case. He further submits that there is a
delay of 3 days in lodging the FIR and therefore the*



allegation of the prosecution side is doubtful.

5. It is also submitted by the learned counsel for the petitioner that the petitioner is in jail since 18.09.2023.

6. Learned APP for the State vehemently opposed the prayer of the petitioner for grant of bail by contending that there is direct allegation against the petitioner of committing rape.

7. Considering the aforesaid facts and the serious allegation of rape against the petitioner, this Court is not inclined to grant bail to the petitioner.

8. Accordingly, the application of the petitioner for grant of regular bail is dismissed.

9. The trial Court is directed to expedite the trial of the petitioner.”

4. Learned counsel for the petitioner submits that in the trial, witnesses have been examined including the victim and she has made contradictory statement.

5. This Court will not examine the statement of the victim or other witnesses who have deposed in the trial.

6. In view of the judgment of the Hon’ble Supreme Court passed in the case of **X Vs. State of Rajasthan & Anr.** reported in **2024 SCC Online SC 3539**, this application is dismissed.

(Sandeep Kumar, J)

Saif/-

U		T	
---	--	---	--

