

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52439 of 2025

Arising Out of PS. Case No.-49 Year-2024 Thana- ABADPUR District- Katihar

Kekanu S/o- Late Momiruddin R/o Village- Govindpur, P.S.- Abadpur,
District- Katihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Abdul Rauf @ Jola S/o Late Dil Mohammad R/o Village- Govindpur, Ward
No. 6, P.S.- Abadpur, District- Katihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghvendra Kumar Singh, Advocate
For the State : Mr.Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 01-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. This is the second attempt on behalf of the
petitioner for grant of bail in connection with Abadpur P.S. Case
No. 49 of 2024 registered for the offence under Sections 376,
341 ,323, 34 of the Indian Penal Code and under Section 4 of
the POCSO Act.

3. Earlier the bail application of the petitioner has
been rejected vide order dated 22.01.2025 passed in Cr. Misc.
No. 75278 of 2024, which reads as follows:

*“Heard the learned counsel for the
petitioner, learned APP for the State and learned
counsel for the O.P. No. 02/informant.
2. The petitioner seeks regular bail in*



connection with Abadpur P.S. Case No. 49 of 2024 registered for the offence under Sections 376, 341, 323, 34 of the Indian Penal Code and under Section 4 of the POCSO Act.

3. The victim is 11 years old. From the statement of the victim girl, it appears that the petitioner committed rape with her on the knife point. The petitioner is in jail since 13.05.2024

4. Considering the gravity of offence and nature of accusation against the petitioner, I am not inclined to grant bail to the petitioner.

5. Accordingly, this application for regular bail is dismissed.”

4. Learned counsel for the petitioner submits that out of eight witnesses only two have been examined in the trial.

5. Considering the gravity of offence, I am not inclined to grant bail to the petitioner.

6. Accordingly, the application stands dismissed.

7. The Superintendent of Police, Khagaria is directed to ensure the appearance of the witnesses in the trial so that the trial is not delayed.

8. Let a copy of this order be communicated to the Superintendent of Police, Khagaria forthwith through FAX or e-mail for its compliance.

(Sandeep Kumar, J)

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