

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5894 of 2015

Arising Out of PS.Case No. -100 Year- 2014 Thana -GAYA HARIZAN District- GAYA

=====

1. Ajit Mahto @ Ajit Singh S/o Vidyanand Mahto @ Vidyanand Singh @
Vidya Bhushan Singh

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Sharma

For the Opposite Party/s : Mr. Sadanand Paswan(Spl.PP)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 13-02-2015 Heard learned counsel for the petitioner as well as

learned Special Public Prosecutor for the State.

All the sections are bailable except Section 3 (ii) (x)
of S.C./S.T. (Prevention of Atrocities) Act.

The submission on behalf of the petitioner is that
present case has been instituted with mala fide intention in
retaliation of Tekari (Panchanpur) P.S. Case No. 370 of 2014
which was lodged by the petitioner against the informant of this
case on 04.12.2014 for the occurrence of the same day whereas the
present case was lodged on 08.12.2014 for the occurrence of
04.12.2014 and, therefore, the provision of S.C./S.T. (Prevention
of Atrocities) Act is not applicable in the present case.

Considering the aforesaid facts and circumstances as

well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioner, in the event of his arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Gaya in Gaya SC/ST P.S. Case No. 100 of 2014 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

SHAHZAD/-

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