

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49306 of 2015

Arising Out of PS.Case No. -67 Year- 2015 Thana -THARTHARI District- NALANDA
(BIHARSHARIFF)

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Satish Sao @ Chhote Kumar son of Ramprit Sao, Resident of Village-
Banauli; P.S. Gaurichak; District- Patna, Present Resident of Village- Bari
Chhariari; P.S. Tharthari; District- Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh, Advocate

For the Opposite Party/s : Mr. Ambika Bhagat, Spl.APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 02-11-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Tharthari P. S. Case No. 67 of 2015 registered under Sections 341,
323, 504, 379, 307, 324, 357/34 of the Indian Penal Code, Section
27 of the Arms Act and Section 3(1)(x) of the Scheduled Castes
and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for
short 'the Act').

The present application under Section 438 of the Code
of Criminal Procedure would not be maintainable in view of the
specific bar created under Section 18 of the Act.

In that view of the matter, the instant application is

dismissed as not maintainable.

However, if the petitioner surrenders and seeks bail, the same shall be considered on its own merit without being prejudiced in any manner by this order.

(Ashwani Kumar Singh, J.)

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