

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42382 of 2015

Arising Out of PS.Case No. -75 Year- 2013 Thana -BELHAR District- BANKA

- =====
1. Sunandan Gupta @ Sunandan @ Sheo Nandan Gupta @ Shew Nandan Gupta, Son of Viveka Gupta
 2. Tubka Gupta @ Tumka Gupta Son of Mahendra Gupta
- Both residents of Vishwakarma Dhauri, P.S. Belhar, District Banka.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Advocate
For the Opposite Party/s : Mr. Ambika Bhagat, Spl. P.P.

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 12-10-2015 Heard learned counsel for the petitioners and learned counsel for the State.

The petitioners seek pre-arrest bail in connection with Belhar P. S. Case No. 75 of 2013 registered under Sections 436, 429, 307, 504, 506 and 120-B/34 of the Indian Penal Code read with 3(1)(ii)(v)(x)(xv) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

Regard being had to the offence alleged under Sections 3(1)(ii)(v)(x)(xv) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, the present application under Section 438 of the Code of Criminal

Procedure is not maintainable. Accordingly, it is dismissed. The petitioners may surrender and seek regular bail, which shall be considered on its own merits without being prejudiced in any manner of this Court.

(Ashwani Kumar Singh, J.)

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