

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.44908 of 2014

Arising Out of PS.Case No. -95 Year- 2014 Thana -PANDARAK District- PATNA

Deena Nath Mahto @ Deena Nal Mahto, S/o Satendra Mahto, resident of
Village Gulariya Tola, P.S. Pandarak, District Patna.

.... Petitioner.

Versus

The State of Bihar.

.... Opposite Party.

Appearance :

For the Petitioner : Mr. Ashok Kumar Kashyap, Adv.

For the Opposite Party: Mr. Sadanand Paswan, APP

CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH

ORAL ORDER

02 04-03-2015 The petitioner is in custody since 07.08.2014 in relation
to Pandarak P.S. Case No.95 of 2014 instituted under Sections-
450/376/511 of the Indian Penal Code and Section-3 (1) (x) of the
Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)
Act.

Learned counsel for the petitioner draws attention of this
Court to the first information report and submits that no offence
under Sections-376 and 511 IPC is at all made out. Trying to
commit rape and attempting to commit rape are two different
things. It is only later which is punishable. He further submits
that there is no fact which would constitute an offence under the

Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)
Act.

Be that as it may, the petitioner, namely, Deena Nath
Mahto alias Deena Nal Mahto, shall be released on bail on
furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with
two sureties of like amount each to the satisfaction of learned
A.C.J.M., Barh, Patna in connection with Pandarak P.S. Case
No.95 of 2014.

(Navaniti Prasad Singh, J.)

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