

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8767 of 2015

Arising Out of PS.Case No. -73 Year- 2009 Thana -GAYA HARIZAN District- GAYA

- =====
1. Ganesh Mahato son of Sri Jogendra Mahato
 2. Babu Lal Mahato son of Sri Mathura Mahato both resident of village-
Lakhanpur, P.S.- Moffasil, District- Gaya

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh

For the Opposite Party/s : Mr. Ram Shankar Das (Spl.Pp)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 04-03-2015 Heard learned counsel for the petitioners as well as

learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with

SC/ST Police Station Case No. 73 of 2009 registered for the

offences punishable under Sections 354, 376, 323, 504/34 of the

Indian Penal Code.

There is specific allegation of attempting to commit

rape against these petitioners, therefore, I am not inclined to grant

privilege of anticipatory bail to the petitioners and accordingly,

their prayer for anticipatory bail in connection with SC/ST Police

Station Case No. 73 of 2009, pending in the court of Chief Judicial

Magistrate, Gaya stands rejected.

However, if the petitioners surrender and seek regular bail before the court below within four weeks from today, the concerned court shall consider the regular bail application of the petitioners on its own merit without being prejudiced by this rejection order.

(Hemant Kumar Srivastava, J)

Namita/-

U			
---	--	--	--