

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49319 of 2015

Arising Out of PS.Case No. -101 Year- 2015 Thana -BIHARSHARIF HARIJAN District-
NALANDA (BIHARSHARIFF)

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Ghamandi Yadav, S/o Late Ramdeo Yadav, Resident of village- Surumpur,
Police Station- Silao, District- Nalanda.

..... Petitioner

Versus

The State of Bihar

..... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ganesh Sharma, Advocate
For the Opposite Party/s : Mr. Sadanand Paswan, 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
SC/ST P. S. Case No. 101 of 2015 registered under Sections 341,
323, 504, 506, 427, 379/34 of the Indian Penal Code and Section
3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention
of Atrocities) Act, 1989 (for short 'the Act').

Regard being had to the specific allegation made in the
FIR against the petitioner and the bar created under Section 18 of
the Act, the present application under Section 438 of the Code of
Criminal Procedure is not maintainable. Accordingly, the
application is dismissed as not maintainable.

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

(Ashwani Kumar Singh, J.)

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