

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52182 of 2015

Arising Out of PS.Case No. -43 Year- 2015 Thana -DANDARI District- BEGUSARAI

Ashwani Kumar @ Ashwani Kumar Anshu S/o Late Markende Sharma, R/o
Vill.- Tetri, P.S.- Dandari, District- Begusarai

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh, Advocate

For the Opposite Party/s : Mr. Sadanand Paswan, Spl. P.P.

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 10-11-2015

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Dandari P.S. Case No. 43 of 2015 registered under Section
354 of the Indian Penal Code and Sections 3 & 12 of the
Prevention of Children from Sexual Offences Act and Section
3(1)(x) of the Scheduled Castes & Scheduled Tribes (Prevention
of Atrocities) Act.

Regard being had to the provisions prescribed under
the Scheduled Castes & Scheduled Tribes (Prevention of
Atrocities) Act, the instant application under Section 438 of the

Code of Criminal Procedure is not maintainable.

Accordingly, the application is dismissed as not maintainable.

In case the petitioner surrenders and seeks bail, the same shall be considered on its own merits without being prejudiced in any manner by order of this Court.

(Ashwani Kumar Singh, J.)

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