

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52979 of 2015

Arising Out of PS.Case No. -64 Year- 2015 Thana -PUSA District- SAMASTIPUR

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Shiv Shankar Poddar Son of Late Ramchandra Poddar Resident of Village :
- Harpur Pusa, P.S. : - Pusa, District : - Samastipur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy

For the Opposite Party/s : Mr. Sadanand Paswan(Spl.App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 11-12-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

The petitioner being school teacher is apprehending
his arrest for the offences under Sections 147,148, 149, 150, 151,
341, 342, 347, 332, 333, 353, 307, 504, 120(B) of the Indian Penal
Code and Section 3(i) (x) of the Scheduled Castes and Scheduled
Tribes Act.

Learned counsel for the petitioner submits that the name
of the petitioner has been drawn into the present case only on the
basis of the fact that the petitioner had filed a criminal case against
several villagers regarding murder of his father.He further submits
that a general and omnibus allegation has been made against the
petitioner at the instance of inimical villagers and so far as the

allegations under Section 3(i)(x) of Sc/ST Act is concerned, they are only misconceived and there is nothing to implicate him. The occurrence had not occurred in a public place and in public view as not a single witness has come forward to support the prosecution case in the F.I.R.

Considering the facts and circumstances of the case and the petitioner has no criminal antecedent, let the petitioner, abovenamed, in the event of his arrest or surrender before the court below within four weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Shri Sankash Chandra, J.M. 1st Class, Samastipur, in Pusa P.S. Case No.64 of 2015 subject to the conditions as laid down under Section 438(2) of Cr.P.C.

(Anjana Mishra, J)

AnilKrSinha/-

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