

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11103 of 2016

Arising Out of PS.Case No. -59 Year- 2015 Thana -AKBARPUR District- NAWADA

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1. Krishna Sao Son of late Bhagwan Sao Resident of Village- Akbarpur ,PS
Akbarpur District Nawada.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Sinha

For the Opposite Party/s : Mr. Satyendra Prasad (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 10-03-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 341, 323, 354, 379, 307 of the
Indian Penal Code and Section 3 (i) (xi) of S.C./S.T. (Prevention
of Atrocities) Act.

Except Sections 307, 379 of the Indian Penal Code
and Section 3 (i) (xi) of S.C./S.T. (Prevention of Atrocities) Act,
almost all the sections are bailable in nature. So far as Section 379
of the Indian Penal Code is concerned, nothing has been recovered
from conscious possession of the petitioner and similarly,
application of Section 307 of the Indian Penal Code appears to be
doubtful. Apart from this, the application of provisions of

S.C./S.T. (Prevention of Atrocities) Act also appears to be doubtful because according to statement of the informant herself, the alleged occurrence took place at a lonely place while she was going to her home.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Nawada in connection with Akbarpur P.S. Case No. 59 of 2015.

(Hemant Kumar Srivastava, J)

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