

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3831 of 2016

Arising Out of PS.Case No. -115 Year- 2015 Thana -CHAND District- BHABHUA (KAIMUR)

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Ramashish Maurya @ Birendra Singh S/o Ram Bilas Maurya resident of
village Masoi, P.S. Chainpur, District - Kaimur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Jha

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

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 12-04-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with a
case registered for the offences punishable under Sections 304(A),
3(i)(x) of the Scheduled Castes and Scheduled Tribes (Prevention
of Atrocities) Act, 1989.

Learned counsel for the petitioner submits that the
allegations as made out are not tenable and the provisions of
Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)
Act, 1989 cannot be attracted in the present case as offence is of
petty insult.

Considering the fact that the death was an accident and has
attracted merely the provisions of Section 304(A) of the Indian
Penal Code and not under various sections of the Scheduled

Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989,
let the petitioner in the event of his arrest / surrender within a
period of four weeks from the date of receipt/production of a copy
of this order, be enlarged on bail on furnishing bail bonds of Rs.
10,000/- (ten thousand) with two sureties of the like amount each
to the satisfaction of the learned Chief Judicial Magistrate,
Bhabhua in connection with Chand P.S. Case No. 115/2015,
subject to the conditions as laid down under Section 438(2) of the
Cr. P.C.

(Anjana Mishra, J)

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