

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26482 of 2016

Arising Out of PS.Case No. -30 Year- 2015 Thana -MADANPURA District- AURANGABAD

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Umesh Yadav, son of Sri Chandradeo Yadav, resident of village- Barahi,
P.S. Madanpur, District-Aurangabad

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Sri Ram Shankar Das, Spl.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 30-06-2016

Heard Sri Krishna Prasad Singh, learned Senior

Counsel, who was assisted by Sri Saket Kumar Singh, learned
counsel for the petitioner and Sri Ram Shankar Das, learned
Special Public Prosecutor.

The sole petitioner, apprehending his arrest in
Madanpur P.S. Case no.30/2015 registered for the offence under
Sections 341, 323, 324, 504/34 of the Indian Penal Code and
Section 3(1)(x) of the Scheduled Castes and Scheduled
Tribes(Prevention of Atrocities)Act (hereinafter referred to as the
“SC/ST Act”), has prayed for grant of anticipatory bail.

Learned Senior Counsel appearing on behalf of the
petitioner, while pressing the bail petition, submits that the
petitioner has falsely been implicated in the present case.

Learned Special Public Prosecutor submits that in

view of Section 18 of the SC/ST Act, the petitioner is not entitled for privilege of anticipatory bail. He submits that on perusal of the F.I.R. itself, it is evident that the case is made out against the petitioner.

After examining the record, it is difficult to record finding that it is a case of false implication and, as such, it would not be appropriate to extend the privilege of anticipatory bail.

The petition stands dismissed.

(Rakesh Kumar, J)

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