

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4104 of 2016

Arising Out of PS.Case No. -349 Year- 2015 Thana -JAHANABAD District- JEHANABAD

1. Ramesh Sharma Son of Late Nunu Sharma resident of village - Ginji,
Police Station Hulasganj, District - Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar

... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girish Chandra Sharma

For the Opposite Party/s : Mr. Ram Shankar Das(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 25-02-2016 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
323/341/420/467/468/469/471/384/385/307/120B/504/506 read
with Section 34 of the Indian Penal Code along with Section 27 of
the Arms Act together with Section 3(1)(IV)(V)&(X) of the
Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)
Act, 1989.

Learned counsel for the petitioner submits that the
allegation against the petitioner is purely frivolous and he is
bonafide purchaser of the land from one Nathun Choudhary who
received the same as his share from his ancestors. It is further
submitted that with an intention of humiliating the petitioner and

only to make the charge grievous, the present case has been filed under the provisions of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989. Admittedly, the occurrence took place on the private land of the petitioner and not at a public place. There are also no independent witnesses to support the occurrence.

Considering the aforementioned facts and circumstances and that the petitioner has got no criminal antecedent, 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 each amount to the satisfaction of the learned Chief Judicial Magistrate, Jehanabad in connection with Jehanabad P.S. Case No. 349/2015 subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Anjana Mishra, J)

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