

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18667 of 2016

Arising Out of PS.Case No. -86 Year- 2013 Thana -SC/ST PS District- DARBHANGA

Radhey Shyam Choudhary, Son of Late Deo Narayan Choudhary, Resident
of village- Paghari, P.S.- Biroul, District- Darbhanga

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Jagdish Prasad Singh, Advocate

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

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 12-05-2016 Heard learned counsel for the petitioner and the Special
P.P. for the SC/ST.

The petitioner apprehends his arrest in a case registered
for the offence punishable under Sections 341, 323, 354, 504/34 of
the Indian Penal Code, Section 3 (i) (X) of SC/ST Act and Section
¾ of Dian Act.

It is contended that no offence under Section 3 (i) (x) of
SC/ST Act and Witchcraft Act is made out on the basis of
allegation levelled in the FIR. It is further contended that the
occurrence appears to have taken place on a petty matter between
the informant and the petitioner. The co-accused, who is also
stated to have come later on and assaulted and abused by taking
caste name, has already been granted bail by a coordinate Bench

of this Court vide order dated 29.02.2016 passed in Cr. Misc. No.56692/2015 (Annexure-2).

Having regard to the facts and circumstances of the case, let the petitioner, namely, Radhey Shyam Choudhary be released on bail in the event of his arrest/surrender before the court below within a period of six weeks from today in connection with Darbhanga SC/ST P.S. Case No.86/2013, on furnishing bail bond of Rs.10,000 (Ten Thousand Rupees) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Biroul, Darbhanga subject to the conditions as laid down under sub-section (2) of Section 438 of the Code of Criminal Procedure.

(Dr. Ravi Ranjan, J)

V.K. Pandey/-

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