

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1934 of 2017

Arising Out of PS.Case No. -37 Year- 2017 Thana -MASAURHI District- PATNA

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1. Satish Kumar, Son of Ravindra Prasad @ Rubel Prasad.
2. Om Prakash @ Om Prakash Kumar, Son of Arjun Prasad. Both Resident
of Village- Meghini Bigha, P.S.- Masaurhi, District- Patna.

.... Appellants/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellants/s : Mr. Bijendra Prasad Sinha

For the Respondent/s : Mr. Sri Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 18-08-2017 The appellants seek pre arrest bail in connection with Masaurhi P.S. Case No. 37 of 2017, registered for offences punishable under Section 354 of Indian Penal Code and section 3(i)(x) of SC/ST Act.

Allegation against the appellants is that they tried to outrage the modesty of the informant and on protest they abused the persons, who come to rescue the girl by calling them by their caste name and also assaulted them.

It has been submitted on behalf of the appellants that the informant is in habit of filing such type of false cases, which will appear from annexure -2 of this petitioner as he has also lodged false cases against other persons.

Heard learned Special P.P. also.



Having heard both sides, in view of the fact that a *prima facie* case under the above mentioned Section of SC/ST Act is made out against the appellants, as such, this appeal is not maintainable.

Let appellants surrender before the special court and make prayer for regular bail and if any such application is filed, the special court after considering the above submission of learned counsel for the appellants and other materials available on record, shall pass an appropriate order, preferably on the same day, without being prejudiced by the order of this Court.

With the above observation, this appeal is disposed of.

(Vinod Kumar Sinha, J)

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