

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2478 of 2017

Arising Out of PS.Case No. -190 Year- 2015 Thana -MOKAMAH District- PATNA

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1. Sunil Singh @ Sunil Kumar, Son of Rajeshwar Prasad Roy @ Ram Master,
2. Lalan Singh @ Lalan Kuamr Son of Rajeshwar Prasad Roy @ Ram Master,
3. Aman Kumar @ Aman Singh Son of Sunil Singh, All are R/o Village-Dhaurani Tola, Mokama, P.S.- Mokama in the District of Patna.

.... Appellants/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellants/s : Mr. Vijay Kumar

For the Respondent/s : Smt Usha Kumari No-1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 25-08-2017 The appellants seek pre arrest bail in connection with Mokama P.S. Case No. 190 of 2015, registered for offences punishable under Sections 147, 149, 341, 323, 504, 436 of the Indian Penal Code and section 3(i)(x) of SC/ST Act.

Allegation against the appellants is of setting the house of the informant on fire and also of assault to the informant.

It has been submitted on behalf of the appellants that appellants have falsely been implicated in this case and the house of the informant was not set on fire rather it was "*Machan*" and there is land dispute between the parties and admittedly the land belongs to the appellants.



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 submission of learned counsel for the appellants, 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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