

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1967 of 2017

Arising Out of PS.Case No. -43 Year- 2017 Thana -LALGANJ District- VAISHALI(HAJIPUR)

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1. Raj Kishor Sah, son of Ramdas Sah, resident of Village- Bedauli, P.S.-
Lalganj, District- Vaishali.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Anish Chandra

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

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 25-08-2017 The appellant seeks pre arrest bail in connection with

Lalganj P.S. Case No. 43 of 2017, registered for offences

punishable under Sections 341, 323, 342, 364 and 504 of Indian

Penal Code and section 3(1)(x) of SC/ST Act.

Allegation against the appellant is of abusing the

informant by caste name and also of tying him near the temple and

assaulting him.

It has been submitted on behalf of the appellant that no

specific allegation has been levelled against the appellant and

further there is no injury report on record and he has falsely been

implicated in this case.

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 appellant, as such, this appeal is not maintainable.

Let appellant 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 submissions of learned counsel for the appellant, 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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