

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1798 of 2017

Arising Out of PS.Case No. -491 Year- 2016 Thana -FATUHA District- PATNA

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1. Kanta Yadav, S/o Late Bhola Singh, resident of Village- Supanchak,
P.S.- Fatuha, District- Patna.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Rajeev Kumar

For the Respondent/s : Mr. Binay Krishna.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 03-07-2017 The appellant seeks pre arrest bail in connection with

Fatuha P.S. Case No. 491 of 2016, registered for offences

punishable under section 3(1)(W) of SC/ST Act.

Allegation against the appellant that he abused the
informant by taking his caste name.

It has been submitted on behalf of the appellant that he
has been made accused in this case due to village rivalry and no
such occurrence as alleged has ever taken place. Further the
appellant is ready to abide by any condition imposed on him for
grant of bail.

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 submission of learned counsel for the appellant and also the material 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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