

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2372 of 2017

Arising Out of PS.Case No. -84 Year- 2017 Thana -MANJHI District- SARAN

- =====
1. Ramnath Rai @ Ramnath Yadav
 2. Madan Yadav
 3. Raju Yadav @ Raju Rai
 4. Yamuna Yadav @ Yamuna Rai @ Jamuna Rai
 5. Ganga Yadav @ Ganga Rai
 6. Suresh Yadav

.... Appellant/s

Versus

The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Mukesh Kumar Singh-Advocate

For the Respondent/s : Mr. Binay Krishna-S.P.P.

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

02 18-08-2017

Heard learned counsel for the appellants as well as learned
Additional Public Prosecutor.

Prayer for anticipatory bail is not at all entertainable in terms of
Section 18 of the S.C./S.T. (Prevention of Atrocities) Act and further, during
course of conduction of exercise under the guise of principle laid down by the
Division Bench in *Bisheshwar Mishra and another vs. State of Bihar*
reported in 2016(4) P.L.J.R. 1058 (D.B.) case, only prima facie material has
to be seen and that being so, instant appeal would not be found maintainable
and is accordingly, rejected.

However, during course of consideration of regular bail, the
learned lower Court will consider prevailing animosity amongst the parties as
well as the delay in institution of the case.

(Aditya Kumar Trivedi, J)

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