

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2 of 2018

Arising Out of PS.Case No. -174 Year- 2017 Thana -BUNIADGANJ District- GAYA

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1. Jogindra Yadav son of Sri Soharai Yadav
2. Birendra Yadav son of Sri Soharai Yadav
3. Ravi Yadav son of Sri Soharai Yadav
4. Jitendra Yadav @ Jitendra Kumar, son of Late Rajendra Yadav
5. Upendra Yadav @ Upendra Kumar, son of Late Rajendra Yadav
6. Bamb Yadav son of Late Dwarika Yadav
7. Pintu Yadav son of Sri Birendra Yadav
8. Mintu Yadav @ Mintu Kumar, son of Sri Birendra Yadav All residents of village - Shekhabigha, P.S. - Buniyadganj, District - Gaya.
9. Gandhi Yadav son of Sri Shiva Yadav resident of village Pandeshbigha, P.S. - Khizersarai, Dist - Gaya.

.... Appellants

Versus

The State of Bihar.

.... Respondent

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Appearance :

For the Appellant/s : Mr. Prithivi Raj Singh, Adv.

For the Respondent/s : Mr. Sri Sadanand Paswan, SPP.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 16-02-2018

Heard learned counsel for the parties.

This is an appeal under Sections 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, against refusal of the prayer for anticipatory bail by the learned Special Judge, SC/ST Act, Gaya in connection with Buniyadganj P.S.Case No. 174 of 2017 registered under Sections 147,148,149,323,307,354 and 379 of the Indian Penal Code as well as under Sections 3(s)(w) of the Scheduled Castes and Scheduled Tribes Act.

A bare perusal of the FIR prima facie discloses



offence under the provisions of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act for the purpose of consideration of this appeal for anticipatory bail. Hence, bar under Section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act is applicable. Therefore, the impugned order requires no interference and accordingly, this appeal stands dismissed.

(Birendra Kumar, J)

Nitesh/-

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