

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74417 of 2018

Arising Out of PS. Case No.-328 Year-2018 Thana- BARARI District- Katihar

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BADA GURU SOREN @ GURU SOREN Son of Late Supul Soren @ Supal
Soren @ Sufal Soren Resident of Village-Gerabari, Police Station
Barari, Distt.-Katihar

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Awed Ali
3. SaifuddinAli
4. Turav Ali
5. Nijam Ali
6. Sawed Ali
7. Ramjan Ali
8. Israfil Ali All are Son of Late Kuddus Ali All are Resident of Village-
Sirkatta, P.S. Barari, Distt.-Katihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raghvendra Kumar Singh
For the Opposite Party/s : Mr.Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 24-02-2020 This application has been filed for cancellation of

anticipatory bail granted to opposite party Nos. 2 to 8 by learned

Additional Sessions Judge-I-cum-Special Judge, SC/ST Act,

Katihar by order dated 13.9.2018 in ABP No. 79 of 2018 in

connection with Barari P. S. Case No. 328 of 2018.

The ground for cancellation of bail is that under

SC/ST Act anticipatory bail ought not to have been granted by

learned Sessions Judge but learned Sessions Judge considering



the fact that there is land dispute between the parties has granted bail to the opposite party Nos. 2 to 8.

Heard learned APP also.

Having heard both sides and from perusal of the record it appears that the order has been passed in the year 2018 and there is no case of misuse of privilege of bail or tampering with the evidence. However, I find that there is no allegation of assault and abuse in public view, as such I am not inclined to interfere with the order passed by learned Sessions Judge.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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