

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.723 of 2022

Arising Out of PS. Case No.-35 Year-2021 Thana- HAJIPUR SADAR District- Vaishali

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1. Manoj Rai Son Of Sri Jaleshwar Rai Resident Of Village- Daulatpur Devariya, Bishunpur Basant Urf Suhai, P.S. Sadar, District- Vaishali At Hajipur
 2. Amod Rai Son Of Sri Jaleshwar Rai Resident Of Village- Daulatpur Devariya, Bishunpur Basant Urf Suhai, P.S. Sadar, District- Vaishali At Hajipur
 3. Jai Narayan Rai @ Jagnarayan Rai Son Of Sri Ramkhelawan Rai Resident Of Village- Near Durga Mandir, Ward No.-5, Daulatpur Devariya, P.S. Sadar, District- Vaishali At Hajipur
 4. Ram Shobhit Rai Son Of Sri Baleshwar Rai Resident Of Village- Hajipur Mahua Road, Near Bhagbati Sthan, Ward No. 4, Daulatpur Devariya, P.S. Sadar, District- Vaishali At Hajipur

... .. Appellant/s

Versus

1. The State Of Bihar
2. Amar Das Son Of Late Ram Sundar Das R/O Vill- Daulatpur Devariya, P.S.- Hajipur (sadar) Dist- Vaishali At Hajipur

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Navjot Yesu, Advocate

For the Respondent/s : Mr. Usha Kumari 1, Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 12-04-2023 Heard learned counsel for the appellants, the State and the respondent no.2.

At the outset, learned counsel appearing for respondent no.2 submits that the instant appeal is not maintainable as cognizance has already been taken in the case by the Court below also for the offences punishable under the SC/ST Act. In this regard, reliance is placed on the decision of the Hon'ble Supremek Court given in the case of **Bachu Das Vs. State of bihar and others, reported in (20140 3 Supreme court Cases 471.**

In view of the aforesaid pronouncement of law, this



appeal seeking pre-arrest bail of appellants, is dismissed as not maintainable.

(Prabhat Kumar Singh, J)

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