

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3447 of 2022

Arising Out of PS. Case No.-20 Year-2020 Thana- SC/ST District- Purnia

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1. CHANDAN KUMAR SAH Son of Laxmi Sah Resident of Village- Pipra, Ward No. 5, P.O.- Pipra, P.S.- Banmankhi, District- Purnea
 2. Laxmi Sah Son of Late Darogi Sah Resident of Village- Pipra, Ward No. 5, P.O.- Pipra, P.S.- Banmankhi, District- Purnea

... .. Appellant/s

Versus

1. The State of Bihar
2. Subodh Rishidev Son of Mulho Rishi Resident of Village- Piper, Ward No. 12, P.O.- Pipra, P.S.- Banmankhi, District- Purnea

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Jitendra Kumar Pandey, Advocate
For the Respondent/s : Mr. Sadanand Paswan, Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-04-2023 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 Supreme Court given in the case of Bachu Das Vs. State of Bihar and others, reported in (2014) 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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