

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.5664 of 2012

1. Yamuna Mahto
2. Bikrama Mahto @ Bigan Mahto.
3. Ram Nath Mahto.

.... Petitioner/s

Versus

The State Of Bihar

.... Opposite Party/s

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR

SINGH

ORAL ORDER

2 29-02-2012

Heard learned counsels for the petitioner and the State.

The petitioners are apprehending arrest in a case registered for the offences punishable under Sections 447, 341, 323, 504, 354 and 379/34 of the Indian Penal Code and Section 3(I) (X) of the SC/ST (Prevention of Atrocities) Act.

It is alleged that the petitioners' side made assault to the informant and abused by calling caste name.

It is submitted by learned counsel for the petitioners that due to fight between the children, the case has been lodged and the occurrence admittedly took place at the door of the informant which cannot be treated as a place of public view, moreover, the mother of the informant has admitted during the investigation that

the informant is in habit of lodging the frivolous case under SC/ST (Prevention of Atrocities) Act and there is no injury report on record.

Considering the aforesaid facts, let the above named petitioner, be released on anticipatory bail, in the event arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Saran at Chapra in connection with SC/ST P.S. Case No. 150 of 2011, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

Amrendra/-