

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1339 of 2016

Arising Out of PS.Case No. -410 Year- 2016 Thana -PHULWARI District- PATNA

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1. Pramod Kumar,
2. Sujit Kumar, Both sons of Late Kameshwar Prasad, residents of village -
Nagwan, Derapar, P.S. Janipur, District - Patna

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Sada Nand Roy

For the Respondent/s : Mr. Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 16-05-2017 Present appeal has been preferred by the appellants under

Section 14A of the Scheduled Castes/Scheduled Tribes (Prevention
of Atrocities) Act, 1989, for grant of pre arrest bail in connection
with Phulwari Sharif (Janipur) P.S. Case No. 410/2015, for the
offences punishable under Sections 494, 498(A), 341, 323 and 306
Indian Penal Code and Section 3(i)(x) of SC/ST Act.

Allegation against the appellants is that they did not
allow the informant's daughter to enter in their house, though
brother of the appellants had married her and due to which the
deceased consumed poison and died.

It has been submitted on behalf of the appellants that only
allegation against the appellants that they did not allow the
daughter of the informant to enter into their house and even from



perusal of F.I.R. itself, no case under the above mentioned sections of Indian Penal Code as well as SC/ST Act is made out against the appellants.

Learned Special Public Prosecutor opposed the prayer for bail and submitted that there materials against the appellant in case diary.

Having heard both sides, in view of the fact and circumstances of the case, I am not inclined to grants the appellant, the privilege of pre-arrest bail, accordingly, this appeal is dismissed.

Let appellants surrender before the court below and make prayer for regular bail, which will be considered by the court below on the merit of the case, without being prejudiced by the order of this Court.

(Vinod Kumar Sinha, J)

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