

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2794 of 2017

Arising Out of P.S.Case No. -79 Year- 2017 Thana -PAKARIBARAW District- NAWADA

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Jitendra Yadav @ Sanjit Kumar, Son of Rampravesh Yadav, R/o Village-
Tirwa, Police Station-Pakaribarawan, District-Nawada.

.... Appellant

Versus

The State of Bihar

.... Respondent

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Appearance :

For the Appellant/s : Mr. Rajeev Nayan, Adv.

For the Respondent/s : Mr. Smt Usha Kumari No-1, APP.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

6 12-12-2017

Heard learned counsel for the parties.

This is an appeal under Sections 14-A (2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, against refusal of the prayer for regular bail by the learned Additional Sessions Judge I, Nawada (SC/ST Cases) in connection with Special (H) 261 of 2017 arising out of Pakribarawan P.S.Case No. 79 of 2017 registered under Sections 147, 148, 149, 341, 323, 324, 325, 307, 302 of the Indian Penal Code as well as under Sections 3(ii) (v) of the Scheduled Castes and Scheduled Tribes Act.

According to FIR, the appellant and other 18 bitterly assaulted to one Dinesh, as a result whereof, Dinesh died subsequently.

It appears that the co-accused-Karu Yadav has



already been allowed regular bail by a Coordinate Bench of this Court on 17.10.2017 in Cr.Appeal (S.J.) No.2715 of 2017.

The appellant is in custody since 22.05.2017 and has stated on oath that he has got no criminal antecedent.

Learned counsel for the informant opposed the prayer for bail.

Considering the aforesaid facts, let the appellant, above named, be released on bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Special (H) 261 of 2017 arising out of Pakribarawan P.S.Case No. 79 of 2017, subject to the condition that the appellant shall fully cooperate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the appellant.

Accordingly, this appeal stands allowed and the impugned order is set aside.

(Birendra Kumar, J)

Nitesh/-

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