

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.922 of 2018

Arising Out of PS.Case No. -121 Year- 2017 Thana -SONBERSA District- SITAMARHI

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1. Ajay Sah @ Mohan S/o Ramnath Sah, R/o Village- Bhuthi, P.S.-
Sonbarsa, District- Sitamarhi.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Virendra Kumar, Advocate

For the Respondent/s : Mr. Sadanand Paswan, SPP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 09-04-2018

Heard learned counsel for the parties.

This is an appeal under Section 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 against the refusal of prayer for bail by the learned 1st Additional Sessions Judge-cum-Special Judge (S.C./S.T. Act), Sitamarhi, in connection with Sonbarsa Police Station Case No.121 of 2017 registered under Section 302/34 of the Indian Penal Code, Section 27 of the Arms Act and Sections 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

It appears that co-accused Chunchun Mahto @ Chunchun Kumar, who is named in the FIR, has already been allowed bail by a coordinate Bench of this Court, vide Annexure-



2, for the reason that during investigation it was found a case of death of the victim by road accident of motorcycle on which the victim was traveling.

Considering the aforesaid fact as well as the fact that the appellant is not named in the FIR, 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 the learned Court-below where the case is pending in connection with the aforesaid case, with condition that the appellant shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the appellant.

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

(Birendra Kumar, J)

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