

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.3522 of 2017

Arising Out of PS.Case No. -20 Year- 2015 Thana -SC/ST District- SASARAM (ROHTAS)

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1. Amrendra Kumar, Son of Chandrma Thakur @ Chandrama Prasad,
Resident of Village- Budhwal, P.S.- Karakat, District- Rohtas.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Pushpendra Priyedarshi, Advocate

For the Respondent/s : Smt Usha Kumari No-1, SPP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 08-01-2018

Heard learned counsel for the parties.

This is an appeal under Section 14(A) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 against the refusal of prayer for anticipatory bail by the learned 1st Additional Sessions Judge, Rohtas (Sasaram) in Dehri SC/ST Police Station Case No.20 of 2015 registered under Sections 341/323/384/385/504/506/34 of the Indian Penal Code and Sections 3(i)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

The informant is headmaster of the school and a member of the scheduled caste. He has leveled allegation against the male and female teachers of the school of commission of abuse by taking caste name, demand of ransom and of threat to get the



informant suspended.

Learned counsel for the appellant submits that there is no material to substantiate that the occurrence took place in public view. Moreover, just to put wrong pressure on teachers, false allegation has been leveled. Hence, bar under Section 18 of the Act is not attracted.

Considering the aforesaid fact, let the appellant, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bonds 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, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as 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 appeal stands allowed.

(Birendra Kumar, J)

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