

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.1297 of 2018

Arising Out of PS.Case No. -150 Year- 2017 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Arjun Mahto, son of Shivrath Mahto, resident of Village- Rampur Kodar, Police
Station- Kesharia, District- East Champaran.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 25-06-2018

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 bail by the learned 1st Additional
Sessions Judge-cum-Special Judge (S.C./S.T. Act), East Champaran,
Motihari, in connection with Kesharia Police Station Case No.150 of
2017 registered under Sections 341/323/324/325/326/307/379/34 of
the Indian Penal Code and Section 3(i)(x) of the Scheduled Castes and
Scheduled Tribes (Prevention of Atrocities) Act, 1989.

According to FIR, the appellant allegedly assaulted to
the informant causing injury at the neck. Allegation of commission of
theft is also there. The doctor has found incised wound stitched near



the neck and face of the informant.

Submission is that there is case and counter case. Investigation of the case is already complete. The appellant is in custody since 08.03.2018.

Considering the entire facts, let the appellant, above named, be released on bail **on completion of six months of custody** 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)

Mkr./-

AFR/NAFR	
CAV DATE	NA
Uploading Date	
Transmission Date	

