

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1544 of 2018

Arising Out of PS. Case No.-62 Year-2018 Thana- MINAPUR District- Muzaffarpur

Barik Khan @ Md. Barik Khan S/o Anwar Alam Khan @ Anwar Khan R/o
vill. Turki Purani Gharari, P.S. Minapur, Dist. Muzaffarpur.

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Gajendra Kumar Singh
For the Respondent/s : Mr. Binay Krishna

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 23-05-2018 Heard learned counsel for the appellant and learned
special P.P. for the State.

This is an appeal under Section 14 A(2) of the
Schedule Caste and Schedule Tribe (Prevention of Atrocities)
Act, 1989 against refusal of the prayer for bail in connection
with Minapur P.S. Case No. 62 of 2018 registered under
Sections 323, 337, 341, 354 and 504/34 of the Indian Penal
Code and Section 3(1) (X) of the SC/ST (Prevention of
Atrocities) Act.

Learned counsel for the appellant has submitted that
there is counter case also vide Minapur P.S. case no. 61 of
2018 instituted by Noore Nazar Khan against the informant and
others.

In the instant case there is allegation against accused



Noore Nazar Khan of catching hand of the informant and attempting to lift her. There is general and omnibus allegation against this appellant that he assaulted with bricks, stones etc.

The appellant is in custody since 15.4.18

Considering the aforesaid facts, let the appellant, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned 10th Additional Sessions Judge cum special judge SC/ST Act, Muzaffarpur, in connection with Minapur P.S. case no. 62 of 2018, subject to the condition that both the bailors should be the close relative of the appellant.

Accordingly the impugned order is set aside and the appeal stands allowed

(Sanjay Priya, J)

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