

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.987 of 2018

Arising Out of PS.Case No. -526 Year- 2017 Thana -FORBESGANJ District- ARRARIA

=====

1. Bibi Ladli Khatun @ Ladli Khatun Wife of Md. Jabir Resident of Mo. Dallu Tola, Ward No. 19, PS - Farbesganj, District - Araria.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Bajarangi Lal, Advocate

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

=====

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 28-06-2018

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 anticipatory bail vide order dated 07.11.2017 passed in A.B.P. No.1363 of 2017 by the learned 1st Additional Sessions Judge, Araria, in Forbesganj Police Station Case No.526 of 2017 registered under Sections 363/365/366A/34 of the Indian Penal Code and Section 3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Other named accused persons allegedly kidnapped to the daughter of the informant. The appellant, who is a female, is family member of those accused persons. There is general and omnibus



allegation of commission of abuse to the informant when the informant had gone to complain as to why his daughter has been kidnapped with intent to marry her.

Considering the fact that there is no substantial allegation against the appellant as well as the fact that she is a female, 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 impugned order is set aside and appeal stands allowed.

(Birendra Kumar, J)

Mkr./-

AFR/NAFR	
CAV DATE	NA
Uploading Date	
Transmission Date	

