

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No. 1467 of 2018

Arising Out of PS.Case No. -52 Year- 2014 Thana -KHAGARIA District- KHAGARIA

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Rajni Ranjan, S/o Makhandu Dev Kumar, resident of village – Amarpur, P.S. Bihpur, District Bhagalpur, presently posted as Revenue Officer, Mansi Anchal, District Khagaria

.... Appellant/s

Versus

The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr.

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 15-05-2018

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 (hereinafter referred to as the “SC/ST Act”) against the refusal of prayer for anticipatory bail by the learned 1st Additional Sessions Judge, Khagaria in Khagaria S.C./S.T. P.S. Case No. 52 of 2014 registered under Sections 341 and 323 of the Indian Penal Code as well as Sections 3(1)(x) of the SC/ST Act.

The informant was an employee in the Circle Office. He was not getting salary since last two months, hence, he requested the Circle Officer for release of the salary. The Circle Officer pretended that since salary of the Circle Officer has been stopped by the District Magistrate, he would release salary of others supporting staff only after release of his salary. The appellant who was Revenue Karamchari was also there abruptly started assaulting to the informant by abusing him by taking caste name.



Submission is of a concocted allegation for the reason that the appellant was supporting the plea of the Circle Officer. The appellant has got no criminal antecedent.

Learned Special Public Prosecutor has opposed the prayer for bail.

Considering the nature of the allegation aforesaid, 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 bond of Rs.20,000/- (rupees 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 and 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 this appeal stands allowed.

(Birendra Kumar, J)

Kundan/-

AFR/NAFR	N.A.
CAV DATE	N.A.
Uploading Date	
Transmission Date	

