

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.1392 of 2018

Arising Out of PS.Case No. -7 Year- 2018 Thana -SC/ST District- SASARAM (ROHTAS)

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1. Sunil Singh, Son of Sri Bindyachal Singh,
2. Arbind Singh, Son of Sri Bindyachal Singh,
3. Bittu Singh, Son of Awadhesh Kumar Singh,
4. Chandan Singh, Son of Krishnadeo Singh,
5. Dhiru Singh, Son of Sri Babban Singh, All are resident of Village-Kirhindi, P.S.-
Shivsagar, District- Rohtas. Appellant/s

Versus

1. The State of Bihar. Respondent/s

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Appearance :

For the Appellant/s : Mr. Babita Kumari, Adv

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

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 12-09-2018

Heard learned counsel for the parties.

This is an appeal under Sections 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, against refusal of the prayer for anticipatory bail by order dated 02.04.2018 in A.B.P. No.518 of 2018 passed by the learned Addl. Sessions Judge-1st, Rohtas at Sasaram in connection with SC/ST Dehri P.S.Case No. 07 of 2018 registered under Sections 147,148,149,341,323,427,384,385,307,504 of the Indian Penal Code, 27 of Arms Act and Sections 3(i)(r)(s) of the Scheduled Castes and Scheduled Tribes Act.

Allegation against the appellants is of demand of ransom and commission of abuse and assault at the shop of the informant.

Submission of the learned counsel for the appellants



is that earlier case was lodged by the appellants vide Annexure-2 and the FIR would reveal that serious injury was caused by the informant of this case and others to the appellant side.

Considering the case and counter case between the parties and general and omnibus nature of allegation, let the appellants, above named, in the event of their arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) each with two sureties of the like amount each to the satisfaction of 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 and both bailors shall be resident of territorial jurisdiction of the learned court below and further the appellants 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 appellants.

Accordingly, the impugned order is set aside and this appeal stands allowed.

(Birendra Kumar, J)

Nitesh/-

AFR/NAFR	NAFR
CAV DATE	NA
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