

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2771 of 2018

Arising Out of PS. Case No.-652 Year-2018 Thana- BIHTA District- Patna

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1. Kush Kumar,
 2. Govinda Kumar, Both Sons of Ajay Mahto, Resident of Village-
Bhoma Tola (Kanhauri), P.S.- Bihta, District- Patna.

... .. Appellant/s

Versus

The State of Bihar.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Ram Niwas Prasad

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

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date : 30-08-2018

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 vide order dated 29.06.2018 passed by the learned Additional Sessions Judge-V-cum-Special Judge, S.C./S.T. Act, Patna in A.B.P. No.4548 of 2018, arising out of Bihta Police Station Case No.652 of 2018 registered under Sections 341, 323, 504, 385, 506/34 of the Indian Penal Code and Sections 3 (1)(r)(s), 3 (2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.



Submission is that the parties have entered into written compromise filed before the court below.

Considering the nature of allegation and factum of compromise between the parties, 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 bail on furnishing bail bonds of Rs.20,000/- (Rupees Twenty Thousand) each 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 conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the appellants shall fully co-operate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bonds of the appellants.

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

(Birendra Kumar, J)

abhishek/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

