

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.2462 of 2018

Arising Out of PS.Case No. -44 Year- 2016 Thana -SC/ST District- SASARAM (ROHTAS)

=====

1. Pankaj Giri @ Pankaj Kumar, Son of Narendra Giri, Resident of Village-
Baruna, Police Station- Natwar, District- Rohtas at Sasaram.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Raghunandan Kumar Singh, Advocate

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

=====

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 16-08-2018

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
against the refusal of prayer for anticipatory bail vide order dated
25.06.2018 passed by the learned Additional Sessions Judge-I, Rohtas
at Sasaram, in Registered Case No.229 of 2018, arising out of SC/ST
Dehri Police Station Case No.44 of 2016, registered under Sections
341/323/376/511/379/504/34 of the Indian Penal Code and Sections
3(i) (r)(s)(w)(i)(ii) of the Scheduled Castes and Scheduled Tribes
(Prevention of Atrocities) Act, 1989.

Natwar P.S. Case No.51 of 2016 was lodged by the
appellant against the husband of the informant and others with
allegation of commission of murderous assault.

Submission is that just to save skin from that case the



present case was lodged on 06.07.2016 for the occurrence of the same day wherein specific allegation of outrage the modesty of the informant is against Narayan Giri. No specific overt-act is alleged against this appellant.

Considering the general and omnibus nature of allegation as well as background of allegation, 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	NAFR
CAV DATE	NA
Uploading Date	18.08.2018
Transmission Date	18.08.2018

