

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.3062 of 2018

Arising Out of PS.Case No. -17 Year- 2017 Thana -SC/ST District- JEHANABAD

- =====
1. Sunil Yadav,
 2. Arun Yadav,
 3. Anil Yadav, All Sons of Janeshwar Yadav,
 4. Janeshwar Yadav, Son of Late Ram Charitra Yadav, All are resident of Village Thakur Bigha, P.S. Vanshi, District- Arwal.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Paras Nath, Advocate

For the Respondent/s : Mr. Binay Krishna, SPP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 06-09-2018

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 28.07.2018 passed by the learned Additional Sessions Judge 1st , Jehanabad, in A.B.P. No.1112 of 2018, arising out of Arwal SC/ST Police Station Case No.17 of 2017, registered under Sections 341/323/504/506/34 of the Indian Penal Code and Section 3(i)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

The appellants abused and assaulted to the informant for



the reason that the informant was cutting soil from the field of the appellants. The informant claims the said field. Appellants have got no criminal antecedent. Offences of the Indian Penal Code alleged against the appellants are bailable.

Considering the facts of the case above, 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/- (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 the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that 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 the appeal is allowed.

(Birendra Kumar, J)

Mkr./-

AFR/NAFR	NAFR
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