

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.2095 of 2018

Arising Out of PS.Case No. -265 Year- 2018 Thana -SAHARSA District- SAHARSA

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1. Suman Sah S/o Mahendra Sah, R/o Vill.- Bherdhari/ Rupnagra, Ward No. 37,
P.S.- Sadar Saharsa, District- Saharsa.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Upendra Prasad Singh, Adv

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

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 02-07-2018

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 bail by order dated 18.05.2018 by the learned A.D.J.-I-cum-Special Judge Incharge, Saharsa (S.C./S.T. Act), in connection with Saharsa Sadar Police Station Case No.265 of 2018 registered under Sections 341,323,379,504,506,308 and 34 of the Indian Penal Code and Section 3(i)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Allegation against the appellant is of murderous assault with iron rod, causing injury at the head of the informant. Appellant is in custody since 13.04.2018.

Submission is that the investigation of the case is



closed.

Considering the entire facts aforesaid, let the appellant, above named, be released on bail **on completion of three months of custody** on furnishing bail bond 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, with condition that both bailors shall be resident of territorial jurisdiction of the learned court below and further 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 this appeal stands allowed.

(Birendra Kumar, J)

Nitesh/-

AFR/NAFR	NAFR
CAV DATE	NA
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