

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.3740 of 2018

Arising Out of PS. Case No.-54 Year-2017 Thana- SC/ST District- Jamui

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1. Kishori Sah, S/o-Late Ram Das Sah,
 2. Uma Devi, Wife of Kishori Sah, Both are Resident of Village-Hansdih, Police Station+ District-Jamui

... .. Appellant/s

Versus

1. The State of Bihar.
2. Armila Devi, W/o-Saryug Sah, Resident of Village-Uchandi, P.S. and District-Jamui.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Amrendra Kumar, Advocate
For the Respondent/s : Smt Usha Kumari No-1, SPP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date : 11-12-2018

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 30.08.2018 passed by the learned Additional Sessions Judge-I, Jamui, in A.B.P. No.827 of 2018, arising out of Jamui SC/ST Police Station Case No.54 of 2017 (Complaint Case No.1272C of 2014), registered under Sections 323/341/354/504/34 of the Indian Penal Code and Sections 3(i)(r)/3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

The offences of the Indian Penal Code alleged



against the appellants are bailable. The appellants have stated on oath that they have got no criminal antecedent. Initially complaint case was filed with general and omnibus allegation.

Considering the aforesaid facts, 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.

Mkr./-

(Birendra Kumar, J)

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	13.12.2018
Transmission Date	13.12.2018

