

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.2341 of 2018

Arising Out of PS.Case No. -445 Year- 2017 Thana -JAGDISHPUR District- BHAGALPUR

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1. Nisha Devi @ Nisa Devi, Wife of Late Ambedak Mandal @ Ambedkar Mandal,
Resident of Village+Police Station- Jagdishpur, District- Bhagalpur.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ravi Shanker Pankaj, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 10-08-2018

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 04.06.2018 passed by the learned 3rd Additional Sessions Judge-cum-Special Judge, Bhagalpur, in A.B.P. No.1 of 2018, arising out of Jagdishpur Police Station Case No.445 of 2017, registered under Sections 448/341/323/504/506/34 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.

Offences alleged under the Indian Penal Code are bailable.

The appellant has stated on oath that she has got no criminal



antecedent. The appellant is a female.

Considering the aforesaid facts, let the appellant, above named, in the event of her 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
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