

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.3534 of 2018

Arising Out of PS. Case No.-356 Year-2018 Thana- NATHNAGAR District- Bhagalpur

1. Md. Ismail Son of Late Md. Ajjo.
2. Ibbo Son of Alam.
3. Jibbo Son of Alam.
4. Rizzo @ Rizzi Son of Late Md. Ajjo.
5. Saddam Son of Alam.
6. Manjar Son of Haidar.
7. Nezam Son of Babujan.
8. Samshad Welding Wala @ Shamshad Son of Sabbir
9. Mukhtar Son of Late Md. Ajjo.
10. Kalim Son of Salim
11. Md. Rajesh Son of Salim
12. Karku Miyan Son of Bajid Miyan
13. Alwa Son of Sahid
14. Bouku Son of Firoj
15. Jahul Son of Masook
16. Bhonu Son of Haider
17. Jubair Son of Late Bilal
18. Sahbaaz Son of Sahabuddin
19. Murtuza Son of Sikandar Miyan
All R/o Mohalla-Mirgyaschak, P.S.-Nathnagar, District-Bhagalpur.

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Praveen Kumar, Adv
For the Respondent/s : Mr. Sri Sadanand Paswan, SPP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date : 07-12-2018

Heard learned counsel for the parties.

This is an appeal under Sections 14(A)(2) of the
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act, against refusal of the prayer for
anticipatory bail by order dated 20.07.2018 in A.B.P.
No.1261 of 2018 passed by the learned 3rd Addl. District



and Sessions Judge-cum-Special Judge SC/ST, Bhagalpur in connection with Nathnagar P.S. Case No. 356 of 2018 registered under Sections 147, 148, 149, 341, 323, 337, 295A, 338, 307, 504, 506 of the Indian Penal Code and Sections 3(i)(s), 3(2)(va) of the Scheduled Castes and Scheduled Tribes Act.

The allegation of commission of abuse and assault is general and omnibus against the named person and 300 to 400 unknown. Appellants have stated on oath that they have got no criminal antecedent.

Considering the general and omnibus nature of allegation, 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 anticipatory bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) each with two sureties of the like amount each to the satisfaction of 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 and further 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 this appeal stands allowed.

(Birendra Kumar, J)

Nitesh/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	10.12.2018
Transmission Date	10.12.2018

