

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.3812 of 2018

Arising Out of PS. Case No.-10 Year-2018 Thana- FATUA District- Patna

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1. Bablu Kumar @ Jamun, Son of Vijay Yadav.
 2. Sujeet Kumar, Son of Vijay Yadav.
 3. Bijay Kumar Singh, Son of Late Shiv Nandan Singh.
 4. Deepak Kumar, Son of Vinay Yadav.
 5. Vivek Raj @ Vivek Kumar, Son of Vinay Yadav.
 6. Dhanjeet Kumar @ Dhanjeet Yadav, Son of Late Ram Pravesh Yadav.
 7. Manish Kumar, Son of Sanjay Yadav. All Resident of Village- Maksuudpur,
P.S. Fatuha, District- Patna. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Harish Kumar

For the Respondent/s : Mr.Smt Usha Kumari No-1

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date : 20-12-2018

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 22.06.2018 in A.B.P. No.2989 of 2018 arising out of Fatuha P.S.Case No.10 of 2018 passed by the learned Special Judge SC/ST-cum-Additional Sessions Judge-V, Patna registered under Sections 147, 148, 149, 341, 323, 504, 506, 337, 338, 307, 379, 427, 448 of the Indian Penal Code, Section 27 of Arms Act and Sections 3(1)(r)(s) of the Scheduled Castes and Scheduled Tribes Act.

There is general and omnibus allegation of commission of abuse and assault for the reason that the



informant had put paddy in front of the temple which has caused inconvenience to some of the appellants, who has gone for worship.

Considering the general and omnibus nature of allegation and the background 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	22.12.2018
Transmission Date	22.12.2018

