

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.2291 of 2018

Arising Out of PS.Case No. -5 Year- 2018 Thana -SC/ST District- BHOJPUR

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1. Munnu Singh @ Aditya Kumar Singh @ Munna Singh Son of Rajendra Singh,
Resident of Village- South Ekawana, P.S.- Udwant Nagar, District- Bhojpur.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ajay Kumar 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: 25-09-2018

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 29.05.2018 in A.B.P. No.536 of 2018 passed by the learned Additional Sessions Judge 1st-cum-Special Judge, SC/ST Act, Bhojpur at Ara in connection with SC/ST P.S.Case No. 05 of 2018 registered under Sections 341, 323, 379, 448, 427, 504, 506, 34 of the Indian Penal Code as well as under Sections 3(i)(r)(s) of the Scheduled Castes and Scheduled Tribes Act and 3(2)(va) P.O.A. Act.

Co-accused-Raja Singh had lodged Udwant Nagar P.S.Case No.65 of 2018 against the full brother of the informant



of this case and other family members for offences under Sections 341,323,325,307,504,511,427 and 34 of the Indian Penal Code as well as 27 of the Arms Act for the occurrence dated 03.03.2018.

The present FIR was lodged on 04.03.2018 for the occurrence dated 01.03.2018 alleging therein that the appellant and others committed abuse, assault and theft of personal belongings. Appellant has stated on oath that he has got no criminal antecedent.

Considering the background and nature of allegation, let the appellant, above named, in the event of his 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) 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 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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