

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.3503 of 2018

Arising Out of PS. Case No.-3 Year-2009 Thana- JALALGARH District- Purnia

Bipin Sah @ Bipin Kumar, Saha @ Bipin Kumar Son of Late Bokai Sah,
Resident of Village- Ekamba, P.S.- Jalalgarh, District- Purnea. ... Appellant/s
Versus

The State of Bihar.

.. ... Respondent/s

Appearance :

For the Appellant/s : Mr. Nadimul Hasan, Adv

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

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date : 13-12-2018

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 13.07.2018 in A.B.P. No.43 of 2018/CIS No.43 of 2018 passed by the learned Special Judge, SC/ST , Purnea in connection with Special Case SC/ST Act No.234 of 2017 arising out of Jalalgarh P.S.Case No.03 of 2009 registered under Sections 341,323,447,331,354,420 of the Indian Penal Code as well as under Sections 3(i)(vi) of the Scheduled Castes and Scheduled Tribes Act.

Initially a complaint case was filed with allegation of commission of abuse and assault for land dispute.

Submission is that the parties have entered into a compromise and co-accused-Vijay Karan Warnwal



has already been allowed anticipatory bail by a Coordinate Bench of this Court vide Annexure-4.

Considering the aforesaid fact, 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 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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