

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2139 of 2018

Arising Out of PS. Case No.-62 Year-2018 Thana- ROSHANGAANJ District- Gaya

Sanjay Prasad @ Kameshwar Kumar, Son of Late Radhuvar Mahto @ Late Radhuvar Prasad alias Late Bundi Mahto, Resident of Village- Simrehat, P.S.- Roushanganj, District- Gaya.

... .. Appellant/s

Versus

The State of Bihar.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Anil Kumar Saxena

For the Respondent/s : Mr. Binay Krishna

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date : 25-07-2018

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 (hereinafter referred to as the “SC/ST Act”) against the refusal of prayer for anticipatory bail vide order dated 15.05.2018 passed by the learned Exclusive Special Judge, SC/ST Act, Gaya, in A.B.P. No.62 of 2018, arising out of Roushanganj Police Station Case No.62 of 2018, registered under Sections 457, 341, 323, 354, 504, 506 of the Indian Penal Code and Section 3(1)(r)(w)(i)(ii) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.



The F.I.R. would reveal that for land dispute the appellant and others allegedly committed abuse and assault by taking case name of the informant.

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 bail on furnishing bail bond of Rs.20,000/- (Rupees 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 conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the appellant shall fully co-operate 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)

abhishek/-

AFR/NAFR	N.A.
CAV DATE	N.A.
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