

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Appeal (SJ) No.3580 of 2017**

Arising Out of PS.Case No. -1521 Year- 2017 Thana -SASARAM NAGAR District- SASARAM  
(ROHTAS)

- =====
1. Sheonath Bind @ Shiv Nath Bind, Son of Late Kanhaiya Bind,
  2. Ravindra Bind @ Rabindra Kumar @ Ravinad Bind, son of Sheonath Bind @ Sheo Nath Bind, Both residents of Muhalla- Dalelganj, Police station- Sasaram (Town), District- Rohtas at Sasaram.

.... .... Appellant/s

Versus

1. The State of Bihar.

.... .... Respondent/s

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**Appearance :**

For the Appellant/s : Mr. Raghunandan Kumar Singh

For the Respondent/s : Mr. Binay Krishna

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      09-01-2018

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 by the learned 1<sup>st</sup> Additional Sessions Judge, Rohtas at Sasaram in Sasaram Town P.S. Case No. 1521 of 2017 registered under Sections 341, 323, 354, 379, 447, 504/34 of the Indian Penal Code as well as Section 3(i)(r)(s) of the SC/ST Act.

There is no allegation in the FIR of commission of any offence under the provisions of the SC/ST Act.

Hence, considering the allegation of the Indian



Penal Code, in my view, the appellants deserve anticipatory bail. Hence, 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 bail on furnishing bail bonds of Rs.20,000/- (rupees twenty thousand) each 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 the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the appellants shall fully cooperate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the appellants.

Accordingly, this appeal stands allowed.

**(Birendra Kumar, J)**

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