

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.15 of 2018

Arising Out of PS.Case No. -20 Year- 2016 Thana -SC/ST District- NAWADA

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1. Anil Yadav, Son of Ram Bali Yadav,
2. Sanjay Yadav, Son of Lakhan Yadav,
3. Satish Yadav, Son of Dilip Yadav,
4. Lakhan Yadav, Son of Late Dhukhi Mahto, All are resident of Village-
Rasalpura, P.S.- Narhat Sitamardhi, District- Nawada.

.... Appellants

Versus

1. The State of Bihar.

.... Respondent

with

Criminal Appeal (SJ) No.124 of 2018

Arising Out of PS.Case No. -20 Year- 2016 Thana -SC/ST District- NAWADA

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1. Kapil Yadav Son of Ram Bali Yadav, Resident of Village-Rasulpura,
P.S. Narhat Sitamadhi District-Nawada

.... Appellant

Versus

1. The State of Bihar

.... Respondent

Appearance :

(In CR. APP (SJ) No.15 of 2018)

For the Appellant/s : Mr. Pramod Kumar Verma

For the Respondent/s : Mr. Binay Krishna

(In CR. APP (SJ) No.124 of 2018)

For the Appellant/s : Mr. Pramod Kumar Verma

For the Respondent/s : Mr. Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 08-02-2018

Heard learned counsel for the parties.

These appeals are under Section 14(A)(2) of the
Schedule Caste and Scheduled Tribe (Prevention of Atrocities)
Act, 1989 against the refusal of prayer for anticipatory bail by the



learned 1st Additional Sessions Judge, Nawada, in connection with Nawada S.C.S.T. P.S. Case No.20 of 2016 registered under Sections 147, 149, 341, 323, 504, 379, 383 of the Indian Penal Code and Sections 3(i)(r)(s) 2(i) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

The F.I.R. apparently discloses the commission of offence under the provisions of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act against the appellants for the purpose of prayer for anticipatory bail. Hence, the prayer is bared under Section 18 of the SC/ST Act.

The background of allegation and motive of false implication can not be a ground to create jurisdiction to entertain prayer for anticipatory bail in spite of statutory Bar. Therefore, these appeals have got no merit and accordingly, these appeals stand dismissed.

(Birendra Kumar, J)

Amit/-

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