

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.668 of 2018

Arising Out of PS.Case No. -167 Year- 2017 Thana -SIDHWARA District- DARBHANGA

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1. Rekha Devi W/o Sakal Rai, R/o Village- Hardeva Maintola, P.S.-
Singhwara, District- Darbhanga (Bihar).

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Vinay Kumar Mishra

For the Respondent/s : Mr. Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 10-04-2018

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 1st Additional Sessions Judge-cum-Special Judge (S.C./S.T. P.O.A.) Act, Darbhanga in Singhwara P.S. Case No. 167 of 2017 registered under Sections 341, 323, 324, 307, 504, 447, 354, 379/34 of the Indian Penal Code as well as Sections 3(x) of the SC/ST Act.

Allegation is that the appellant had assaulted with *tengari* to the son of the informant. The Doctor has found simple injury. Other allegations are general and omnibus. Dispute arose for trivial differences.

Learned Special Public Prosecutor has opposed the



prayer for bail.

Considering the aforesaid fact as well as the fact that the appellant is a female, 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 the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the appellant 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 appellant.

Accordingly, the impugned order is set aside and this appeal stands allowed.

(Birendra Kumar, J)

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