

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.1035 of 2018

Arising Out of PS.Case No. -161 Year- 2017 Thana -MARKAHI District- KHAGARIA

- =====
1. Rana Yadav son of Kamleshwari Yadav Resident of Village - Raghunathpur, Police Station - Sahebpurkamal, District - Begusarai.
 2. Bholan Yadav son of Kamleshwari Yadav Resident of Village - Raghunathpur, Police Station - Sahebpurkamal, District - Begusarai.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Siddhartha Prasad, Advocate

For the Respondent/s : Mr. Bal Mukund Prasad Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 28-06-2018

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 against the refusal of prayer for bail vide order dated 15.02.2018 passed by the learned Additional Sessions Judge-I, Khagaria, in connection with Morkahi Police Station Case No.161 of 2017 registered under Sections 147/148/149/384/307/436/427 of the Indian Penal Code, Sections 27 of the Arms Act and Section 3(i)(ii)(iv)(r)(s)(g) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Submission is that there is general and omnibus allegation



of commission of murderous assault and arson in the house of the informant. There is case and counter case between the parties. The appellants are in custody since 06.11.2017.

Considering the entire facts aforesaid, let the appellants, above named, be released on bail on furnishing bail bond of Rs.20,000/- (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, with condition that the appellants 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 appellants.

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

(Birendra Kumar, J)

Mkr./-

AFR/NAFR	
CAV DATE	NA
Uploading Date	
Transmission Date	

