

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.3023 of 2018

Arising Out of PS.Case No. -423 Year- 2017 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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1. Sushila Devi, Wife of Shatrughan Sharma, resident of Village- Kahuwa, P.S.-
Sangrampur, District- Munger.

.... Appellant/s

Versus

1. The State of Bihar.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Manoj Kumar Jha, Advocate

For the Respondent/s : Mr. Sadanand Paswan, SPP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 18-09-2018

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 19.07.2018 passed by the learned Special Judge (S.C./S.T. Act), Bhagalpur, in connection with Kotwali Police Station Case No.423 of 2017, registered under Sections 376/313/504 of the Indian Penal Code and Sections 3(1)(r)/3(1)(w)(ii)/3(1)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

The informant is mother of a married daughter. As per statement in ground No. IV of this appeal she has alleged that the son of this appellant is in physical relation with her on the pretext of



marriage. Allegation against the appellant is that when the informant went to make complaint, the appellant and her son asked her to settle the matter after receiving rupees ten to twenty thousands.

Considering the nature of allegation, let the appellant, above named, be released on bail on furnishing bail bond of Rs.20,000/- (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, with condition that the appellant 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 appellant.

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

(Birendra Kumar, J)

Mkr./-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	19.09.2018
Transmission Date	19.09.2018

