

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.3395 of 2018

Arising Out of PS.Case No. -57 Year- 2018 Thana -PANDARAK District- PATNA

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1. Ranveer Kumar @ Ranveer Yadav, Son of Manikant @ Jhagru Yadav, resident of Village- Dargahi Tola, P.S.- Pandarak, District- Patna.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Prem Ranjan Kumar, Adv

For the Respondent/s : Mr. Binay Krishna, SPP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 12-09-2018

Heard learned counsel for the parties.

This is an appeal under Sections 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, against refusal of the prayer for anticipatory bail by order dated 13.08.2018 in A.B.P. No.5842 of 2018 passed by the learned Special Judge, SC/ST-cum-Additional Sessions Judge IV, Patna in connection with Pandarak P.S.Case No. 57 of 2018 registered under Sections 147,148,149,323,504,506 of the Indian Penal Code as well as under Sections 3(i)(r) of the Scheduled Castes and Scheduled Tribes Act.

The allegation of commission of abuse and assault is against other accused persons named in the FIR. Allegation against the appellant is that he threatened the informant not to lodge any case.

Submission is that for the occurrence dated



14.05.2018 the FIR was lodged on 21.05.2018 without any explanation. There is no criminal antecedent against the appellant and no overt-act is alleged against him, disclosing offence under SC/ST Act.

Hence, 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 anticipatory bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of 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 and both bailors shall be resident of territorial jurisdiction of the learned court below and further 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 this appeal stands allowed.

(Birendra Kumar, J)

Nitesh/-

AFR/NAFR	NAFR
CAV DATE	NA
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