

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Appeal (SJ) No.2966 of 2018**

Arising Out of PS. Case No.-46 Year-2018 Thana- ANTICHAK District- Bhagalpur

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Ranjit Mandal, Son of Devendra Mandal @ Harichand Mandal, Resident of  
Village- Rani Diyara, P.S. Buddu Chak, District- Bhagalpur.

... .. Appellant/s

Versus

1. The State of Bihar.
2. Gurudev Paswan, S/o Bhai Lal Paswan, Residents of Village- Kurmi Chak,  
P.S. Anatichak, District- Bhagalpur.

... .. Respondent/s

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**Appearance :**

For the Appellant/s : Mr. Anant Kumar-1  
For the Respondent/s : Mr. Binay Krishna

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL JUDGMENT**

**Date : 08-10-2018**

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 regular bail vide order dated 06.07.2018 passed by the learned Additional Sessions Judge- IIIrd-cum-Special Judge S.C./S.T. Act, Bhagalpur in Antichak Police Station Case No.46 of 2018 registered under Sections 341, 323, 504, 506, 307, 147, 148, 149, 447 of the Indian Penal Code as well as Section 27 of the Arms Act and Section 3(i)(r)(s)/3(2) (Va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.



Title Suit No.220 of 2001 is going on between the parties for land dispute in the court of learned Sub-Judge, Bhagalpur. In the aforesaid background, allegation is that on 22.06.2018, the appellant and others were plucking the mango from the orchard of the informant and for that reason, an occurrence of abuse and assault was committed. The allegation is general and omnibus of commission of aforesaid act as well as of commission of firing which caused injury to the mother of the informant.

Submission of the learned counsel for the appellant is that even the impugned order would reveal that there is no injury report on the record. Moreover, the allegation is general and omnibus.

Finding substance in the submission aforesaid, let the appellant, above named, 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 learned court below where the case is pending in connection with the aforesaid case, subject to the condition that both the 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)

abhishek/-

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