

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.395 of 2019

Arising Out of PS. Case No.-28 Year-2018 Thana- SC/ST District- Kaimur (Bhabua)

NANDU BIND aged about 40 years, Male, son of Khaderu Bind R/o village-
and P.O- Bhagwanpur, P.S- chainpur, District- Kaimur at Bhabua

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Pawan Kumar Singh

For the Respondent/s : Mr.Sadanand Paswan

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL JUDGMENT

Date : 16-05-2019

Heard learned counsel for the appellant and the
learned counsel appearing for the State.

This appeal is directed against the order dated
06.12.2018 passed by 1st Additional Sessions Judge-cum-
Special Judge, Kaimur at Bhabhua in A.B.P. No. 1586 of 2018
in connection with SC/ST Bhabhua P.S. Case No. 28 of 2018
registered under sections 341, 342, 304, 120B, 201, 34 of the
Indian Penal Code and Sections 3(2)(va)(vi)(vii) of the S.C.
and S.T. (Prevention of Atrocities) Act.

Learned counsel appearing for the appellant
submits that the appellant has been falsely implicated in this
case at the instance of his enemies. The present first
information report has been lodged after more than six
months of the alleged occurrence without there being any



plausible explanation for the delay. Moreover, similarly situated co-accused has been granted bail by a co-ordinate Bench of this Court vide order dated 16.01.2019 passed in Cr. Misc. No. 4378 of 2018. Learned counsel has produced the web copy of the aforesaid order. Let it be kept on record.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the appellant, above named, in the event of arrest or surrender within a period of four weeks from today, be released on bail on furnishing bail bonds of Rs. 25,000/- (Twentyfive thousand) with two sureties of the like amount each to the satisfaction of 1st Additional Sessions Judge-cum-Special Judge, Kaimur at Bhabhua in connection with SC/ST Bhabhua P.S. Case No. 28 of 2018 subject to the conditions laid down under section 438(2) Cr.P.C.

This appeal is allowed and the impugned order is set aside.

(Arvind Srivastava, J)

mcv/-

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CAV DATE	
Uploading Date	
Transmission Date	

