

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1210 of 2019**

Arising Out of PS. Case No.-126 Year-2018 Thana- BEN P.S. District- Nalanda

1. CHHOTI YADAV @ CHHOTE YADAV Son of Dinesh Yadav Resident of Village - Bishunpur, P.S.- Ben, Distt - Nalanda.
2. Anandi Yadav @ Anandi Prasad Son of Bhajju Yadav Resident of Village - Bishunpur, P.S.- Ben, Distt - Nalanda.
3. Sudhi Yadav @ Sudhir Yadav Son of Ramashish Yadav @ Ramashish Prasad Resident of Village - Bishunpur, P.S.- Ben, Distt - Nalanda.
4. Munna Yadav Son of Ramashish Yadav @ Ramashish Prasad Resident of Village - Bishunpur, P.S.- Ben, Distt - Nalanda.
5. Nagmani Yadav Son of Ram Pravesh Yadav Resident of Village - Bishunpur, P.S.- Ben, Distt - Nalanda.
6. Tunna Yadav Son of Kailash Yadav Resident of Village - Bishunpur, P.S.- Ben, Distt - Nalanda.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Anil Chandra

For the Respondent/s : Mr. Usha Kumari 1

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL JUDGMENT**

Date : 17-06-2019

Heard learned counsel for the appellants and
learned Spl. P.P. for the State.

The appellants seek pre-arrest bail in connection
with Ben P.S. Case No. 126 of 2018 registered under Sections
341, 323, 504, 427, 436/34 of the Indian Penal Code and
Section 3(i) (r) (s) of the Scheduled Castes and Scheduled
Tribes (Prevention of Atrocities) Act.

Submission of learned counsel for the appellants



is that the appellants are innocent and have falsely been implicated in the present case. They have no criminal antecedent. Further submission is that there is case and counter case between the parties for the alleged offence.

Having heard both sides and in the facts and circumstances of the case, let the above named appellants be released on bail, in the event of arrest or surrender, on furnishing bail bonds of Rs. 25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of the 1st Additional Sessions Judge-cum-Special Judge, SC/ST Act, Nalanda at Biharsharif in connection with Ben P.S. Case No. 126 of 2018, subject to the conditions as laid down under section 438(2) of Cr. P.C.

Accordingly, the appeal is allowed and the impugned order dated 14.02.2019 is set aside.

(Arvind Srivastava, J)

shailendra/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

