

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1172 of 2019**

Arising Out of PS. Case No.-301 Year-2015 Thana- KUSHESHWARASTHAN District-
Darbhanga

=====

SANTOSH KUMAR YADAV, aged about 24 years, Male, S/o Shyam Yadav
Resident of Village- Sultanpur, P.S.- Kusheshwar Asthan, District- Darbhanga

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

=====

Appearance :

For the Appellant/s	:	Mr.Ajay Kumar
For the Respondent/s	:	Mr.Binay Krishna
For the informant	:	Mr. Pankaj Kumar Jha

=====

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

5 20-05-2019 Heard learned counsel for the appellant and the

learned counsel appearing for the State.

This appeal is directed against the order dated
06.10.2018 passed by 1st Additional Sessions Judge-cum-
Special Judge, Darbhanga (SC/ST Act) in A.B.P. No. 1521 of
2018 in connection with Kusheshwar Asthan P.S. Case No.
301 of 2015 registered under sections 147, 149, 447, 341,
323, 354, 308, 379, 504, 506/34 of the Indian Penal Code
and Sections 3(1)(v)(x)(xi) 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. There is case and counter case between the parties due



to admitted land dispute between the parties.

Learned Addl. P.P. appearing for the State as also learned counsel appearing for the informant opposes the prayer for bail and submits appellant is named in the first information report and there is specific allegation of assault against him. It is, therefore, submitted that the appellant does not deserve to be granted the privilege of anticipatory bail.

Considering the nature of allegations levelled, the materials available on record and the submissions advanced on behalf of the parties, this Court does not find it to be a fit case for grant of anticipatory bail to the appellant. The same is, therefore, rejected.

The appeal is dismissed.

(Arvind Srivastava, J)

mcv/-

U		T	
---	--	---	--

