

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.4049 of 2018

Arising Out of PS. Case No.-762 Year-2017 Thana- KHAJANCHI HAT District- Purnia

Rupak Kumar @ Sonu Samrat, Son of Mithilesh Yadav @ Mithilesh Pd. Yadav, Resident of Village- Maranga Ward No.8, P.S.- K. Hat Maranga, District- Purnea.

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Ram Prawesh Kumar
For the Respondent/s : Mr.Smt Usha Kumari No-1

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL JUDGMENT

Date : 01-02-2019

This is an appeal under Section 14A(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 against the refusal of prayer of anticipatory bail dated 31.08.2018 passed by the learned 1st Addl. Sessions Judge-cum-Special Judge, Purnea in ABP No. 66 of 2018 arising out of K.Hat P.S.Case No. 762 of 2017 (SC/ST Case No. 316/2017) registered under Sections 323, 325, 341, 379, 504/34 of the Indian penal Code and Sections 3(i)(x)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Allegation against the appellant along with other accused persons is of abusing the informant by taking caste name and they also assaulted him by lathi.

Submission of learned counsel for the appellant is that



police after investigation submitted final form against the appellant and has not sent him for trial but cognizance has been taken.

Heard learned Spl. P.P also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the appellant, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, be released on bail upon furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Addl. Sessions Judge-cum-Special Judge, Purnea in ABP No. 66 of 2018 arising out of K.Hat P.S.Case No. 762 of 2017 (SC/ST Case No. 316/2017); subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

Accordingly, the appeal is allowed and the impugned order is set aside with respect to him.

(Vinod Kumar Sinha, J)

sujit/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

