

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3291 of 2019

Arising Out of PS. Case No.-352 Year-2018 Thana- SASARAM MUFFSIL District- Rohtas

Rakesh Kumar @ Rakesh Kumar Singh Son of Ram Narayan Singh Resident
of Village - Ghatmapur, P.S.- Sasaram (Muffasil), District - Rohtas

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Lilawati Singh
For the Respondent/s : Mr. Sadanand Paswan

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 09-08-2019 Heard learned counsel for the appellant and learned
Spl. PP for the State.

This is an appeal under Section 14(A)(2) of the
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act against the refusal of prayer of anticipatory bail
vide order dated 08.07.2019 passed by learned 1st Addl. Sessions
Judge, Sasaram, Rohtas in Sasaram Muffasil P.S. Case No. 352
of 2018 registered under Sections 304(A) of the Indian Penal
Code and Section 3(2)(v) of the Scheduled Castes and
Scheduled Tribes (Prevention of Atrocities) Act.

Brother of the informant is said to have met the
accidental death during the course of working in the Rocky



Home Pipe Factory of the appellant.

It is submitted by learned counsel for the appellant that the appellant has no concern with the aforesaid occurrence. He has been falsely implicated in this case merely because he happens to be proprietor of the said factory. The deceased has died in the accidental death during course of working on the machine in the said factory, and for the said accident, the kin of the deceased has been paid compensation. Informant and wife of the deceased appearing before the learned court below have supported the accidental death of the deceased. No offence under SC/ST Act is made out against the appellant. Parties to the case have entered into compromise in the case.

Learned Spl. PP for the State opposed the prayer for bail.

In the facts and circumstances of the case, let the above named appellant be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Addl. Sessions Judge, Sasaram, Rohtas in connection with Sasaram Muffasil P.S. Case No. 352 of 2018, subject to the condition as laid down



under Section 438 (2) of the Cr.P.C.

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

(Prakash Chandra Jaiswal, J)

rohit/-

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

