

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3530 of 2019

Arising Out of PS. Case No.-99 Year-2019 Thana- GURARU District- Gaya

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Anil Singh @ Anil Kumar S/o Nawal Kishor Singh @ Bhola Singh R/o
village- Diha, P.S.- Guraru, District- Gaya

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Vinod Kumar
For the Respondent/s : Mr. Binay Krishna

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

ORAL ORDER

4 25-10-2019 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 25.07.2019 passed by learned Special Judge,
SC/ST Gaya in Guraru P.S. Case No. 99 of 2019 registered
under Sections 429, 504, 506 of the Indian Penal Code and
Section 3(1)(r)(s) of the Scheduled Castes and Scheduled Tribes
(Prevention of Atrocities) Act.

Appellant is said to have been watering his field by
laying naked water and the she-buffalo of the informant died



due to electrocution coming into contact of said wire. Earlier calf of the informant had also made the same fate. Appellant also used to pass objectionable comment against the informant and extended threatening to him.

It is submitted by learned counsel for the appellant that the appellant has no concern with the aforesaid occurrence. As a matter of fact, the appellant has land in the P.O. village and the cattle of the informant grazes his field, and on protest made by the appellant, informant has lodged this false and frivolous case against him. Appellant has never laid any naked wire on his field for watering. Informant has not lodged any case earlier against the appellant for passing objectionable comment or extending threatening to him. Appellant has no criminal antecedent.

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 Special Judge, SC/ST Gaya



in Guraru P.S. Case No. 99 of 2019, 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)

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