

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3523 of 2019

Arising Out of PS. Case No.-69 Year-2018 Thana- SAUR BAZAR District- Saharsa

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Ratan Yadav S/o Sabit Lal Yadav R/o village- Gwalpara Ward No. 08, P.S.-
Gwalpara, District- Madhepura

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Pawan Kumar

For the Respondent/s : Mrs. Usha Kumari 1

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

ORAL ORDER

2 26-08-2019 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 for bail vide order
dated 17.07.2019 passed by learned Addl. Sessions Judge-III-
cum-Special Judge, Saharsa in Sour Bazar (Patarghat O.P.) P.S.
Case No. 69 of 2018 registered under Sections 302, 201,
120B/34 of the Indian Penal Code and Section 2(V) of the
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act.

Son of the informant is said to have been
eliminated by some unknown miscreants while he had gone to
drop her aunt at her maternal house.

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. He is not named in the FIR. There is no cogent incriminating material on record indicating complicity of the appellant in the occurrence barring the confessional statement of co-accused Manjit Ram, which has no evidentiary value in the eye of law. Appellant has no criminal antecedent and has been languishing in custody since 08.06.2019.

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

In the facts and circumstances of the case, the above named appellant is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge-III-cum-Special Judge, Saharsa in connection with Sour Bazar (Patarghat O.P.) P.S. Case No. 69 of 2018.

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

(Prakash Chandra Jaiswal, J)

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