

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3545 of 2019

Arising Out of PS. Case No.-292 Year-2018 Thana- SAMASTIPUR GRP CASE District-
Samastipur

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Sanjay Yadav Son of Aadi Yadav @ Kishun Yadav Resident of Village-
Rakshi, P.S.- Garhpura, District- Begusarai.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

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Appearance :

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

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

ORAL ORDER

4 24-10-2019 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 for bail vide order
dated 10.07.2019 passed by learned Special Judge, SC/ST Act,
Samastipur in Rail Samastipur (Hasanpur) P.S. Case No. 292 of
2018 registered under Section 306 of the Indian Penal Code and
Section 3(2)(va)(w)(i) of the Scheduled Castes and Scheduled
Tribes (Prevention of Atrocities) Act.

Appellant was giving tuition to the daughter of the
informant for past two years and mounting pressure upon her to
marry with him. He also made the persons scot who used to



reach his house to perform marriage with his daughter stating that he is in love with his daughter and would marry with her extending threatening of dire consequence to her would be groom. Resultantly, his daughter left tuition. He always extended threatening to his daughter to defame her in the village. Resultantly, his daughter committed suicide by jumping before the train.

It is submitted by learned counsel for the appellant that the appellant has no concern with the aforesaid occurrence. He has never given tuition to the deceased rather resides in Delhi in connection with his livelihood. As a matter of fact the deceased was given married with her brother-in-law namely, Vimal Das, whose first wife was mentally disturbed and due to aforesaid reason, the deceased *suo motu* committed suicide. Appellant has no criminal antecedent and has been languishing in custody since 13.02.2019.

Per contra, learned Spl. P.P. for the State opposing the bail prayer of the appellant submitted that the appellant has always used to extend threatening to the deceased and mounted pressure upon her to perform marriage with him and also created hindrance in her marriage with some other person. CDR of mobile of the victim indicates that the appellant has



sexually exploited the deceased and deceased has committed suicide due to aforesaid reason.

Having regard to the facts and circumstances of the case, I am not inclined to enlarge the appellant on bail. Accordingly, his prayer is rejected and this appeal is dismissed.

(Prakash Chandra Jaiswal, J)

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