

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.4651 of 2018

Arising Out of PS. Case No.-216 Year-2016 Thana- DULHIN BAZAR District- Patna

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1. Umesh Kumar @ Umesh Yadav Son of Chandradeo Yadav
 2. Sanjay Kumar @ Sanjay Yadav Son of Late Mallu Yadav
- Both Resident of Village-Rikhai Tola,P.S. Dulhin Bazar,Distt.-Nalanda

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Sudish Kumar

For the Respondent/s : Mr.Binay Krishna

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL JUDGMENT

Date : 01-02-2019

By way of this memo of appeal, preferred under Section 14(A) of the Scheduled Caste/Scheduled Tribes (Prevention of Atrocities) Act, 1989, appellants seek for setting aside the order dated 11.10.2018 passed in ABP No.7247 of 2018, Dulhin Baar P.S.Case No.216 of 2016 for the offences punishable under Sections 147, 148, 341, 323, 354(B), 427, 504 of the Indian Penal Code and Section 3(i)(r), 3(1)(w), 3(2)(va) (s) of SC/ST Act by the learned Addl. District and Sessions Judge Judge IV cum SPL Judge, SC/ST, Patna whereby and where-under, the appellant's application for grant of anticipatory bail has been rejected.

Allegation against the appellants is that they abused the informant and assaulted him.



Submission of the learned counsel for the appellants is that the land in dispute belongs to the appellants and the Title Suit is pending with respect to the land in dispute and due to that the present case has been lodged by the informant.

Heard learned Special P.P. also.

Having heard both sides, considering the facts and circumstances of the case, this appeal is allowed and the impugned order is set aside, let the appellant, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bonds of Rs.25,000/-(twenty five thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. District and Sessions Judge IV, Patna cum Special Judge SC/ST, Patnain connection with Dulhin Bazar P.S.Case No.216 of 2016, subject to condition as laid down under Section 438 of Cr.P.C.

(Vinod Kumar Sinha, J)

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AFR/NAFR	NAFR
CAV DATE	NA
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