

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.4517 of 2018

Arising Out of PS. Case No.-542 Year-2018 Thana- FATUA District- Patna

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LALBABU YADAV @ LAL BABU RAY SON OF LATE KHEMAN
YADAV RESIDENT OF VILL. ARAI P.s. SHAHJAHANPUR DISTT.
PATNA

... .. Appellant/s

Versus

The State Of Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Shakti Suman Kumar

For the Respondent/s : Mr.Sri Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL JUDGMENT

Date : 25-01-2019

By way of this memo of appeal,preferred under
Section 14(A) of the Scheduled Caste/Scheduled Tribes
(Prevention of Atrocities) Act, 1989, appellant seeks for setting
aside the order dated 9.10.2018 passed in ABP No.7458 of 2018
for the offences punishable under Sections 342, 365, 467, 468, 506
and 34 of the Indian Penal Code and Section 3(i)(r) of SC/ST Act
by the learned 4th Addl. District and Sessions Judge cum Special
Judge SC/ST Act, Patna whereby and where-under, the appellant's
application for grant of anticipatory bail has been rejected.

Allegation against the appellant is that the husband of
the informant was kidnapped by the accused persons including the
appellant and took his signature on the plain paper and also
threatened him.



Submission of the learned counsel for the appellant is that the husband of the informant had taken money from the appellant and the accused persons were demanding the same, as such the present case has been lodged.

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 Special Judge 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 4th Addl. Sessions Judge cum Special Judge SC/ST (POA) Act, Patna in connection with ABP No.7458 of 2018 in connection with Fatuha P.S.Case No.542 of 2018, 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
Uploading Date	28.1.2019
Transmission Date	28.1.2019

