

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.354 of 2020

Arising Out of PS. Case No.-455 Year-2019 Thana- BEUR District- Patna

1. SADAN RAM @ SADAN CHANDRABANSHI @ SADAN PRASAD Son of Late Baldeo Ram Resident of Village - Saichak, Bhatta Par, P.S.- Beur, District- Patna
2. Anjali Kumari @ Anjali Kumar @ Tinki Kumari D/O- Shri Sadan Ram @ Sadan Chandrabanshi @ Sadan Prasad Resident of Village - Saichak, Bhatta Par, P.S.- Beur, District- Patna

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Sachida Nand Rai
For the Respondent/s : Mr.Binay Krishna

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 06-10-2020 Due to COVID-19 Pandemic, the matter is being taken up by way of virtual Court proceeding.

The matter has been listed under the heading “For Orders” under the orders of Hon’ble the Chief Justice.

Heard the parties.

The matter relates to grant of anticipatory bail to the appellants in connection with Beur P.S. Case No. 455 of 2019 registered for the offences under Sections 341, 323, 354, 379, 504, 506/34 of the Indian Penal Code and Sections 3(i)(r)(s) of the SC/ST Act.

Allegedly, while the informant was making conversation with his wife, the accused persons pointed pistol in



his stomach and tried to get him seated in the Maruti Car forcibly. Anyhow, he escaped himself from the accused.

It has been submitted on behalf of the appellants that the appellants have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the appellants. The appellants have falsely been implicated in the present case. There is case and counter case between the parties. General and omnibus allegation has been made against the appellants. The alleged occurrence has not taken place within the public view. Hence, no offence under the provisions of SC/ST Act is attracted in the present case. The matter has already been compromised between the parties.

On behalf of the State, it is submitted that the appellants are named in the Complaint Case/F.I.R.

In view of the aforesaid facts and circumstances, the order dated 11-12-2019 passed by learned Additional District & Sessions Judge-VIII-cum-Special Judge, SC/ST Act, Patna in Beur P.S. Case No. 455 of 2019 is set aside. The present Criminal Appeal is *allowed*.

Accordingly, let the appellants, above named, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, be released on



anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-VIII-cum-Special Judge, SC/ST Act, Patna in connection with Beur P.S. Case No. 455 of 2019.

(Sudhir Singh, J)

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