

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.938 of 2020

Arising Out of PS. Case No.-6 Year-2018 Thana- SC/ST District- Aurangabad

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Satendra Singh @ Satyendra Singh Son of Late Arjun Singh Resident of
Village - Dadhapi, P.S. - Bandeya, District - Aurangabad.

... .. Appellant

Versus

The State of Bihar

... .. Respondent

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Appearance :

For the Appellant/s : Mr.Ravindra Kumar
For the Respondent/s : Mr.Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-11-2020 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.

Learned counsel for the appellant is directed to
remove the defect(s), as pointed out by the office, within a
period of four weeks after restoration of normalcy.

Heard the parties.

The matter relates to grant of anticipatory bail to the
appellant in connection with Aurangabad SC/ST P.S. Case No.
06 of 2018 registered for the offences under Sections 147, 341,
323, 504, 379/427 of the Indian Penal Code and Sections 3(1)
(r), 3(1)(s), 3(2)(va) of the SC/ST Act.

Allegedly, the accused persons assaulted and abused



the informant by taking his caste name.

It has been submitted on behalf of the appellant that there is no allegation of tampering of witnesses alleged against the appellant. General and omnibus allegation has been made against the appellant. No specific overt act is alleged against the appellant. 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.

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

In view of the aforesaid facts and circumstances, the order dated 22-01-2020 passed by learned Additional District & Sessions Judge-Ist-cum-Special Judge, SC/ST (Prevention of Atrocities) Act, Aurangabad in Aurangabad SC/ST P.S. Case No. 06 of 2018 is set aside. The present Criminal Appeal is *allowed*.

Accordingly, let the appellant, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-Ist-



cum-Special Judge, SC/ST (Prevention of Atrocities) Act,
Aurangabad in connection with Aurangabad SC/ST P.S. Case
No. 06 of 2018.

(Sudhir Singh, J)

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