

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1038 of 2020

Arising Out of PS. Case No.-204 Year-2018 Thana- KARAKAT District- Rohtas

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KRISHNA CHOUDHARY Son of Uependra Choudhary Resident of Village-
Dihra, P.S.-Karakat, District-Rohtas at Sasaram.

... .. Appellant/s

Versus

The State of Bihar Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Babu Nandan Prasad
For the Respondent/s : Mr.Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL JUDGMENT

Date : 26-06-2020

Heard learned counsel for the appellant and learned
Additional Public Prosecutor appearing on behalf of the
respondent.

The appellant is aggrieved by the order dated
18.01.2019 passed by the learned 1st Additional Sessions
Judge-cum Special Court SC/ST Act, Rohtas at Sasaram, in
connection with Registered Case No. 329 of 2018 arising out
of Karakat P.S. Case No. 204 of 2018 registered for the
offences under Sections 147, 148, 341, 323, 307, 302, 448 of
the Indian Penal Code, Section 27 of the Arms Act and
Sections 3(i) (r) (s) 3(2) (v) a of the Scheduled Castes and
Scheduled Tribes (Prevention of Atrocities) Act, by which the



learned Sessions Judge has rejected the prayer of the appellant for bail.

Perused the report dated 11.6.2020 submitted by the 1st Additional District & Sessions Judge, Rohtas at Sasaram.

Considering the report and noticing the fact that in the present case 11 persons have been made accused, charge sheet has been submitted and most of them have been granted bail, cognizance has also been taken against the appellant and others and the appellant is in custody since 8.1.2019, this Court is inclined to set aside the order and accordingly, the order rejecting bail dated 18.01.2019 passed by the learned 1st Additional Sessions Judge-cum Special Court SC/ST Act, Rohtas at Sasaram, in connection with Registered Case No. 329 of 2018 arising out of Karakat P.S. Case No. 204 of 2018 is hereby set aside. Let the appellant above named 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 learned 1st Additional Sessions Judge-cum Special Court SC/ST Act, Rohtas at Sasaram, in connection with Registered Case No. 329 of 2018 arising out of Karakat P.S. Case No. 204 of 2018.



The appeal stands allowed.

(Anil Kumar Upadhyay, J)

S.Ali/-

AFR/NAFR	
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