

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.4579 of 2019

Arising Out of PS. Case No.-55 Year-2019 Thana- SALAIYA District- Aurangabad

MUNNI DEVI Wife of Damodar Chaurasiya Resident of Village - Beri,
Chaudhary Bigha, P.S.- Salaiya, District- Aurangabad

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Bhaskar Shankar, Advocate
For the Respondent/s : Mr.Sadanand Paswan, SPP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 03-02-2020 Heard learned counsel for the parties.

This is an appeal under Section 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 against the refusal of prayer for bail vide order dated 16.09.2019 passed by the learned 1st Additional Sessions Judge-cum-Special Judge (S.C./S.T. Act), Aurangabad, in connection with Salaiya Police Station Case No.55 of 2019 registered under Section 302/34 of the Indian Penal Code and Sections 3(i)(r)(s)/3(2)(v)/3(2)(v2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

According to FIR, seven persons including the appellant caught to Rohit, the brother of the informant, and took him to their house after bitterly assaulting him. When the informant and other reached there Rohit was found hanging with ceiling.



Submission is that the appellant is a female having no direct allegation. She is in custody since 19.08.2019. Investigation of the case is already complete. The matter appears to be of some affairs between the boy and girl of the two family which resulted in commission of suicide.

Considering the aforesaid facts, let the appellant, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with the aforesaid case, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The appellant shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the appellant.

(c) The appellant shall not leave the country without permission of the trial Court.

Accordingly, the impugned order is set aside and appeal is allowed.

(Birendra Kumar, J)

Mkr./-

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