

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.5552 of 2019**

Arising Out of PS. Case No.-18 Year-2017 Thana- SURYAPUR District- Rohtas

ABHIMANYU SINGH @ ABHIMANYU KUMAR SINGH Son of Jitendra
Singh Resident of Village – Bharkuriya Kala, Suryapura, P.S.-Surajpura,
District-Rohtas.

... .. Appellant/s

Versus

THE STATE OF BIHAR

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr.S.K.Lal, Adv
	:	Mr.P.K.Lal, Adv
For the Respondent/s	:	Mr.Sadanand Paswan, APP

**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER**

3 06-02-2020 Heard learned counsel for the parties.

This appeal has been preferred under Sections 14(A)
(2) of the Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act, against refusal of the prayer for anticipatory bail
by order dated 07.11.2019 by the learned Additional Sessions
Judge-1, Rohtas, in connection with Suryapura P.S.Case No. 18
of 2017 registered under Sections 341,323,504,34 of the Indian
Penal Code as well as under Sections 3(i)(r)(s)of the Scheduled
Castes and Scheduled Tribes Act.

For trivial dispute relating to an occurrence of assault
between the children of two families, the present FIR was
lodged.

This fact has come in the case diary.



According to FIR, the appellant and his father allegedly assaulted to the informant and abused him by taking caste name.

Submission of the learned counsel for the appellant is that two cases were lodged by the informant side, one by the informant and another i.e. Surajpura P.S. Case No.19 of 2017 by the father of the informant with general and omnibus allegation of abuse and assault. One case was lodged by the appellant side also. The Doctor has found simple head injury. Further submission is that in Surajpura P.S. Case No.19 of 2017, the appellant and others have already been allowed anticipatory bail by this Court.

Considering the entire facts aforesaid, let the appellant, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.20,000 (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with the aforesaid case, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and both bailors shall be resident of territorial jurisdiction of the learned



court below and further 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.

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

(Birendra Kumar, J)

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