

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1744 of 2021

Arising Out of PS. Case No.-145 Year-2020 Thana- DIGHWARA District- Saran

RAMU RAY Son of Umesh Rai Resident of Village - Tarwan, P.S.- Dighwara,
District - Saran

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Indu Bhushan

For the Respondent/s : Mr. Binay Krishna

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 13-07-2021 Heard Mr. Indu Bhushan, learned counsel for the

appellant and Mr. Binay Krishna, learned Special Public

Prosecutor for the State.

The appellant has challenged the order dated
25.11.2020 passed by the learned 1st Additional Sessions
Judge -cum-Special Judge SC/ST (POA) Act, Saran at
Chapra in A.B.P. No. 2711 of 2020 arising out of Dighwara
P.S. Case No. 145 of 2020, whereby the prayer made on
behalf of the appellant for grant of anticipatory bail for the
offences under Sections 147, 148, 149, 341, 323, 324,
325, 307, 354, 504, 379 and 506 of the Indian Penal Code
and Section 3(v)(s) of SC/ST (POA) Act has been rejected.



In the F.I.R, the accusation has been levelled against fifteen persons of having assaulted and abused the informant and other members of his family. The appellant has not been specifically alleged to have done anything. The accusation of assault on the victims is attributed to two other persons.

The appellant is stated to be prosecuting his studies and is a person of tender age.

It has been submitted that the appellant has unnecessarily been made accused in this case with the allegation of SC/ST (POA) Act, which is not at all made out from the facts of this case.

For the reasons afore-stated, the order dated 25.11.2020 passed by the learned 1st Additional Sessions Judge -cum-Special Judge SC/ST (POA) Act, Saran at Chapra so far appellant is concerned, is set aside.

The appellant, above named, is directed to be released on bail in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt /production of a copy of this order on his



furnishing bail bonds in the sum of Rs. 10,000 (Rs. Ten Thousand) with two sureties of like amount each to the satisfaction of learned st Additional Sessions Judge -cum- Special Judge SC/ST (POA) Act, Saran at Chapra in connection with Dighwara P.S. Case No. 145 of 2020.

(Ashutosh Kumar, J)

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