

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2098 of 2021**

Arising Out of PS. Case No.-329 Year-2018 Thana- BIDUPUR District- Vaishali

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ARUN CHAUDHARY SON OF WICHINDRA CHAUDHARY @ MADAN
CHAUDHARY R/O VILLAGE- MAJLISHPUR (GOPALPUR), P.S.-
BIDUPUR, DISTRICT- VAISHALI

... .. Appellant

Versus

THE STATE OF BIHAR

... .. Respondent

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Appearance :

For the Appellant/s : Mr. Awadhesh Kumar Singh, Advocate
For the Respondent/s : Mr. Sadanand Paswan, Spl.PP

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

3 14-09-2021 Heard the parties in virtual Court proceeding.

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 by order dated 19.02.2021 passed by the learned 1st Additional Sessions Judge cum Special Judge, Vaishali at Hajipur in connection with Bidupur P.S. Case No. 329 of 2018 registered under Sections 302, 120(B), 387/34 of the I.P.C., Section 27 of the Arms Act and Section 3(r)(v) of the SC/ST Act.

Submission is that there is no eye witness of the occurrence of murder. Save and except suspicion against the appellant and others, there is no other material. Investigation of the case is already complete.



Considering the facts aforesaid, let the appellant, above named, be released on bail, on furnishing bail bonds 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 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 the appeal is allowed.

(Birendra Kumar, J)

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