

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1204 of 2020

Arising Out of PS. Case No.-33 Year-2020 Thana- SIRDALA District- Nawada

RAKESH KUMAR RAVI @ RINKU Son of Late Mundrika Prasad Resident
of Village - Hemraj Kurha, P.S. - Sirdala, District - Nawada.

... .. Appellant/s

Versus

THE STATE OF BIHAR

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Deepak Kumar
For the Respondent/s : Mr. Binay Krishna

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-02-2021 Heard learned counsel for the appellant and learned
Special P.P. for the State.

The matter relates to grant of anticipatory bail to the appellant in connection with a case registered for the offences under Sections 354, 504, 506/34 of the Indian Penal Code and Sections 3(i)(r)(s) of the SC/ST (Prevention of Atrocities) Act, 1989.

The prosecution case, in short is that the appellant along with two unknown persons came at the house of the informant and threatened and misbehaved with her and also abused the informant by taking her caste name and snatched their ornaments.

It has been submitted on behalf of the appellant that



the appellant has got no criminal antecedent and there is no allegation of tampering of witnesses alleged against the appellant. The appellant has falsely been implicated in the present case. The alleged occurrence is said to have taken place due to petty dispute. Due to previous enmity the appellant has been made accused in the present case. The alleged occurrence has not taken place within public view. Hence no offence under the SC/ST Act is attracted in the present case.

On behalf of the State, it is submitted that the appellant is named in the F.I.R.

In view of the aforesaid facts and circumstances, the order dated 27.02.2020, passed by the learned Special Judge (SC/ST Prevention of Atrocities Act)-cum-First Additional District and Sessions Judge, Nawada vide A.B.P. No.247 of 2020 in connection with Sirdala P.S. case No.33 of 2020, is set aside. The criminal appeal is allowed.

Accordingly, the appellant, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (SC/ST Prevention of Atrocities Act)-cum-First



Additional District and Sessions Judge, Nawada in connection
with Sirdala P.S. case No.33 of 2020.

(Sudhir Singh, J)

Narendra/-

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