

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL APPEAL (SJ) No.1903 of 2020**

Arising Out of PS. Case No.-45 Year-2020 Thana- MATIHANI District- Begusarai

HARIOM KUMAR RAI @ HARIOM KUMAR, Son of Krishnandan Rai,  
R/o Village - Chakballi Diyara, P.S. - Matihani, District - Begusarai

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

**Appearance :**

For the Appellant/s : Mr. Ashok Kumar, Advocate

For the Respondent/s : Mr. Binay Krishna, Spl. P.P.

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

**Date : 20-02-2021**

Let the defects be removed within two weeks.

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 (hereinafter referred to as the “SC/ST Act”) against the refusal of prayer for regular bail vide order dated 23.06.2020 passed by the learned Special Judge S.C./S.T. (POA) Act, Begusarai in connection with Matihani P.S. Case No. 45 of 2020 registered under Sections 147, 148, 149, 504, 506, 307 of the Indian Penal Code, Sections 25(1-b)a, 26, 27 of the Arms Act as well as Sections 3(i)(r)(c), 3(2)(v)(a) of the SC/ST Act.

There is general and omnibus allegation of firing against five named and other unnamed accused persons.



However, no injury was caused to any one. The appellant has got no criminal antecedent.

Considering the facts aforesaid, let the appellant, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees 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 following conditions:-

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

(b) Both the bailors shall be resident of territorial jurisdiction of the learned court below.

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

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

**(Birendra Kumar, J)**

Kundan/-

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| AFR/NAFR          | N.A.       |
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