

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.165 of 2021

Arising Out of PS. Case No.-298 Year-2020 Thana- MAJHAULIA District- West Champaran

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KRISHNANAND SINGH @ KRISHNANANDAN SINGH @ SHRI
KRISHANA NANDAN SINGH @ KISHNANDAN SINGH Son of Late
Bishwanath Singh Resident of Village - Mohadipur, P.S.- Majhauria, District -
West Champaran. Appellant/s

Versus

The State of Bihar Respondent/s

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Appearance :

For the Appellant/s : Mr.Sanjeev Kumar

For the Respondent/s : Mr.Sp.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 27-10-2021 Heard learned counsel for the appellant, learned
Special Public Prosecutor for the State.

The instant appeal has been filed by the appellant against the order dated 16.09.2020 passed by learned 1st Additional District & Sessions Judge-cum-Special Judge (SC/ST) Bettiah, West Champaran in ABP No. 1177 of 2020 whereby the prayer for bail of the appellant in connection with Majhauria P.S. Case No. 298 of 2020 under Sections 341, 323, 324, 354B, 379, 504/34 of the Indian Penal Code and section 3(i)(r) of SC/ST Act was rejected.

As per allegation, appellant has caught hair of the mother of the informant and pull her down on soil and with bad intention tore her clothes and made her half naked.

It is submitted by learned counsel for the appellant that appellant has been falsely implicated this case. There is admitted land dispute between the parties. No overt act has been



alleged against the appellant. There is case and counter case. He has not taken the cast name of the informant in public view. No offence is made out under the provisions of the SC/ST Act against them. He has got no criminal antecedent.

The application for bail is opposed by learned Spl. P.P. for the State.

Having heard learned counsel for the parties and taking into consideration that there is general and omnibus allegation against the appellant, the Court is inclined to allow this appeal. The appellant is directed to be enlarged on bail in connection with Majhulia P.S. Case No. 298 of 2020 on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned 1st Additional District & Sessions Judge-cum-Special Judge(SC/ST), Bettiah, West Champaran.

Accordingly, the appeal is allowed and the impugned order dated 16.09.2020 passed in A.B.P. No 1177 of 2020 is hereby set aside.

(Sunil Kumar Panwar, J)

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