

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3891 of 2021

Arising Out of PS. Case No.-50 Year-2021 Thana- SC/ST District- Rohtas

GUDDU SINGH @ NARENDRA SINGH YADAV, Son of Dinesh Singh
Resident of Village - Shivpur Chitauli, P.S.- Sasaram (Muffasil), District -
Rohtas.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

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

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 08-10-2021 Heard Mr. Vikram Deo Singh, learned Advocate

for the appellant and Mr. Binay Krishna, learned Special

Public Prosecutor for the State.

The appellant has challenged the order, dated

23.08.2021, passed by the learned 1st Additional District

and Sessions Judge-cum-Special Judge, Rohtas at

Sasaram, in connection SC/ST Dehri P. S. Case No. 50

of 2021, dated 26.05.2021, whereby the prayer made

on behalf of the appellant for grant of anticipatory bail

for the offences punishable under Sections 341, 323,

379, 427, 504, 506 and 34 of the Indian Penal Code



and Section 3(1)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, has been rejected.

The accusation against the appellant is of having assaulted and abused the members of prosecution party.

The learned counsel for the appellant has submitted that the dispute arose because of purchase and sale of eggs and the accusation under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 is highly exaggerated.

The father of the appellant has also filed a complaint *vide* Complaint Case No. 338 of 2021 against the informant and others.

Regard being had to the general nature of accusation and the allegation of the breach of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 not being made out from the facts of the case, the order dated 23.08.2021, passed by the



learned 1st Additional District and Sessions Judge-cum-Special Judge, Rohtas at Sasaram, is set aside.

The appeal stands allowed.

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 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Additional District and Sessions Judge-cum-Special Judge, Rohtas at Sasaram in connection with SC/ST Dehri P. S. Case No. 50 of 2021, subject to the conditions as laid down under Section 438 (2) Cr.P.C.

(Ashutosh Kumar, J)

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