

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.514 of 2021**

Arising Out of PS. Case No.-70 Year-2020 Thana- RANIYATALAB District- Patna

Juganu Singh S/o Late Ashok Singh R/o Village- Ekbalganj, Nisharpura, P.S.-
Ranitalab, District- Patna.

... .. Appellant

Versus

The State of Bihar

... .. Respondent

Appearance :

For the Appellant	:	Mr.Santosh Kumar, Advocate
For the State	:	Mr. Binay Krishna Spl PP

**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL JUDGMENT**

Date : 05-04-2021

Heard learned counsel for appellant and learned Spl. PP
for the State.

2. Learned counsel for the appellant is expected to
honour his undertaking given in the instant case for depositing the
requisite court fee and to remove the defects as pointed out by
office when called upon to do so.

3. The appellant has preferred the present appeal under
Section 14A(2) of the Scheduled Castes and Scheduled Tribes
(Prevention of Atrocities) Act,1989 (for short 'the Act') against
the refusal of prayer for regular bail vide order dated 13.10.2020
passed by learned Additional District and Sessions Judge-X-cum-
Special Judge SC/ST Act, Patna, in Special Case No. 162 of 2020
arising out of Ranitalab PS Case No. 70 of 2020, registered under
Sections 341, 323, 307, 504/34 of the Indian Penal Code, Section
27 of the Arms Act and Sections 3(i)(r)(s)/3(2) (v) of the SC/ST
Act.

4. The informant, uncle of the deceased, has stated that
his nephew had gone for fishing along with Sita Ram and Rama



Choudhary. The appellant and four unknown persons, who were present there, have fired upon the informant's nephew. Specific gun shot injury is attributed against the appellant.

5. It is submitted by the appellant's counsel that the prosecution case is bereft of any motive and, therefore, clearly unsustainable. The case is one of false implication and the appellant is in custody since 01.06.2020.

6. The learned Spl. PP has opposed the prayer for bail. He has assisted the Court with reference to the case diary to submit that the witnesses have consistently supported the prosecution case. The appellant is the alleged assailant.

7. Considering the rival submission, this Court, for the present, is not inclined to enlarge the appellant on bail. Prayer for bail stands rejected.

8. Accordingly, the appeal is dismissed.

(Madhuresh Prasad, J)

shyambihari/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	06.04.2021
Transmission Date	06.04.2021

