

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.5856 of 2019

Arising Out of PS. Case No.-382 Year-2019 Thana- SIKARPUR District- West Champaran

SOBRATI MIAN Son of Indu Mian Resident of Village - Pipra Chauki, P.S.-
Shkarpur, District - West Champaran.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Arbind Kumar Singh

For the Respondent/s : Mr. Binay Krishna

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 21-10-2021 Heard learned counsel for the appellant and learned
Special P.P. for the State.

The appellant seeks pre-arrest bail in connection with
Shikarpur P.S. Case No. 382 of 2019 registered under Sections
147, 148, 149, 323, 307, 379 of the Indian Penal Code and
Section 3(i) (r) (w) (ii) (v-a) of the Scheduled Castes and
Scheduled Tribes (Prevention of Atrocities) Act.

Submission of learned counsel for the appellant is that
similarly situated co-accused namely, Nesar Khan @ Nesar
Ahmad has already been allowed bail by a Co-ordinate Bench of
this Court vide Cr. Appeal (SJ) No. 1223 of 2020 on 20.02.2021.

Having heard both sides and in the facts and
circumstances of the case, let the above named appellant be
released on bail, in the event of arrest or surrender, on

furnishing bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the 1st Additional Sessions Judge-cum-Special Judge, SC/ST Act, (POCSO), Bettiah, West Champaran in connection with Shikarpur P.S. Case No. 382 of 2019, subject to the conditions as laid down under section 438(2) of Cr. P.C.

Accordingly, the appeal is allowed and the impugned order dated 07.12.2019 is set aside.

(Arvind Srivastava, J)

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