

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.167 of 2022

Arising Out of PS. Case No.-223 Year-2013 Thana- PATRAKARNAGAR District- Patna

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Ramajeet Kumar @ Ramajeet @ Ramajit @ Ajit Son Of Kapil Dev Ray
Resident Of Village- Manjhauli, P.S.- Vidupur, District- Vaishali

... .. Appellant/s

Versus

1. The State Of Bihar
2. Basundhara Bharti Daughter Of Meghnath Chaudhary @ Meghanand Chaudhary, Permanent Resident Of Village And P.S. Chewara, District- Shekhpura, Present Address- Resident Of Prem Nagar, Sitjain Chak, Vairiya, P.S. Gopalpur, District- Patna

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mr. Lakshmindra Kumar Yadav, Adv.
For the Respondent/s	:	Mr. A.G. Spl.P.P

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL JUDGMENT

Date : 30-11-2022

It transpires from the office notes that neither talwana nor service of A/D received as yet nor respondent No.2 has appeared.

Learned Spl. P.P. for the State submits that the interest of the informant shall be protected by Spl. P.P. As such the hearing is being made.

Let the defect(s), if any, be removed within two weeks from today.

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

The present appeal has been preferred under Section

14(A) (2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 against the refusal of prayer for bail vide order dated 06.12.2021 passed in Spl Case No. 123 of 2021 corresponding to Patrakar Nagar P.S. Case No. 223 of 2013 by the learned Addl. District and Sessions Judge-III-cum-Special Judge SC/ST Act, Patna for the alleged offence under Sections 376(i)(e), 376(c)(d), 354(A)(1)(i)(ii), 504, 506, 34, 201 of the I.P.C. read with Sections 3(i)(xi) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Learned counsel for the appellant submits that vide order dated 08.09.2022, provisional bail has been granted to the present petitioner. Learned counsel submits that the bail was granted to him imposing certain conditions. Learned counsel submits that he has not violated any of the conditions. He also submits that in future, he shall not violate any such conditions on the basis of which the provisional bail was granted.

Learned Spl. P.P. for the State put query that whether there is any criminal antecedent of the appellant or not, on which learned counsel for the appellant submits that in Para-3, he has categorically mentioned that he has having no criminal antecedent

In the present facts and circumstances of the case and

the submissions made above, let the provisional bail granted to the appellant is hereby confirmed and this application is disposed off.

Accordingly, the impugned order dated 06.12.2021 passed by learned Addl. District and Sessions Judge-III-cum-Special Judge SC/ST Act, Patna in connection with Patrakar Nagar P.S. Case No. 223 of 2013 is hereby set aside.

With this observation, the appeal stands disposed off.

(Dr. Anshuman, J.)

prakashmani/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	