

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1617 of 2022**

Arising Out of PS. Case No.-29 Year-2021 Thana- BAHADURPUR District- Darbhanga

Rinku Singh Wife Of Sunil Kumar Singh R/V- Ojhaul, P.S.- Bahadurpur,
Dist- Darbhanga

... .. Appellant/s

Versus

1. The State of Bihar
2. Kanhai Paswan Son of Late Sidheswar Paswan R/o vill- Ojhaul, P.S.-
Bahadurpur Dist-Dharbhanga

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Kedar Jha

For the Respondent/s : Mr. Sadanand Paswan

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 14-12-2022 Heard learned counsel for the appellant and learned
Special Public Prosecutor for the State.

From perusal of the office notes, it appears that notice
has been validly served upon the respondent no. 2 but nobody
appears on his behalf.

This is an appeal under section 14(A)(2) of the Scheduled
Castes and Scheduled Tribes (Prevention of Atrocities) Act,
(hereinafter in short referred to as the 'SC/ST Act') against the
refusal of prayer for bail vide order dated 25.03.2022, passed by
learned 3rd Additional Sessions Judge-cum-Special Judge
(SC/ST Act), Darbhanga in connection with Bahadurpur P.S.
Case No. 29 of 2021, registered under Sections 147, 148, 149,
504, 506, 436 of the IPC, Sections 3(2) (iv) of SC/ST Act and



Section 27 of the Arms Act.

It is submitted by learned counsel for the appellant that the appellant is innocent and has been falsely implicated in this case. He submits that there is no specific overt act against the appellant to abuse the informant by taking caste name. He submits that there is compromise in between the parties. He further submits that appellant has no criminal antecedent as stated in para-3 of this appeal.

Considering the facts and circumstances of the case, let the above named appellant in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned 3rd Additional Sessions Judge-cum-Special Judge, Darbhanga in connection with Bahadurpur P.S. Case No. 29 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

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

(Anjani Kumar Sharan, J)

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