

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.46 of 2021

Arising Out of PS. Case No.-183 Year-2019 Thana- MAHISHI District- Saharsa

RAM KHELAWAN SAHNI @ GABBAR S/o Dhanik Sahni Resident of
Village-Manuar Jalai, P.S-Mahishi (Jalai OP), District-Saharsa.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Amarnath Jha

For the Respondent/s : Mr. Sadanand Paswan

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 02-02-2022 Heard learned counsel for the appellant and learned
Special Public Prosecutor for the State through virtual Court
proceedings.

This is an appeal under Section 14(A)(2) of the
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act, 1989 (hereinafter in short referred to as the
'SC/ST Act') against the refusal of prayer of anticipatory bail
vide order dated 04.07.2020 passed by learned Additional
Sessions Judge-III-cum Special Judge (SC/ST Act), Saharsa in
connection with Mahishi (Jalai O.P.) P.S. Case No. 183/2019
registered under Sections 147, 148, 149, 341, 342, 302, 504 &
506 of the Indian Penal Code and Section 3 (2) (va) of the
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act.



It is submitted by learned counsel for the appellant that the appellant has no concern with the aforesaid occurrence. He has been falsely implicated in the case due to dirty village politics. The allegation levelled against the appellant is not specific rather general and omnibus in nature. The allegation of slating the informant levelled against the appellant is not specific rather general and omnibus in nature.

Per contra, learned Spl. PP for the State vehemently opposing the prayer for bail submitted that appellant has been declared absconder and processes under Section 82 & 83 Cr.P.C. has been completed and charge sheet has also been submitted against him. Therefore, the appellant does not deserve anticipatory bail.

In the facts and circumstances of the case, I am not inclined to enlarge the appellant on bail. The prayer for bail is hereby rejected.

Accordingly, this appeal is dismissed.

(Anjani Kumar Sharan, J)

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