

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.4114 of 2021

Arising Out of PS. Case No.-404 Year-2020 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

MD. JAHANGEER S/o Md. Islam Resident of Village- Manjhauli
Dharamdas, P.S.- Sadar, District- Muzaffarpur. Appellant/s

Versus

The State of Bihar. Respondent/s

Appearance :

For the Appellant/s : Mrs. Kumari Sujata Sinha

For the Respondent/s : Mr. Binay Krishna

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 19-01-2022 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 for bail vide order
dated 10.01.2020 passed by learned 3rd Additional Sessions
Judge cum Special Judge (SC/ST Act), Muzaffarpur in
connection with Sadar P.S. Case No. 404 of 2020 registered
under Sections 147, 148, 149, 341, 324, 326, 307 & 302 of the
Indian Penal Code and Section 3(1) (r) (s)/3 (2) (v) of the
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act.

The allegation against the appellant is that he



stabbed the brother of the informant and he died.

It is submitted by learned counsel for the appellant that no such occurrence as alleged ever took place. Appellant has been falsely implicated in the case. Appellant has been falsely implicated in the case. The appellant and informant are co-villagers. The allegation levelled against the appellant is not specific rather general and omnibus in nature. Appellant has clean antecedent and has been languishing in custody since 10.11.2020.

Learned Spl. PP for the State vehemently opposing the prayer for bail submitted that the allegation against the appellant is serious in nature, hence he does not deserve bail.

In the facts and circumstances of the case, as there is direct allegation of stabbing against the appellant, I am not inclined to enlarge the appellant on bail. The prayer for bail is hereby rejected. However, the learned Trial Court is directed to expedite the trial.

Accordingly, this appeal is dismissed.

(Anjani Kumar Sharan, J)

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