

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1545 of 2021

Arising Out of PS. Case No.-546 Year-2020 Thana- NAUBATPUR District- Patna

Satendra Kumar @ Satendra Yadav Son Of Baban Yadav Resident Of
Bhagirath Tola Ps- Naubatpur Dist- Patna.

... .. Appellant/s

Versus

1. The State of Bihar.
2. Daulti Devi W/O Girja Paswan Resident Of Village - Sone Kukara Bhojpur
Ps -MASAURAH Dist- Patna.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Ajay Kr Singh No.1
For the Respondent/s : Ms. Usha Kumari 1

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 01-02-2023 Heard learned counsel for the appellant, learned
Special Public Prosecutor for the State as well as learned
counsel appearing on behalf of the informant.

This is an appeal under Section 14(A)(2) of the
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act, 1989 (hereinafter referred to as 'the SC/ST Act')
against the refusal of prayer of anticipatory bail vide order dated
17.12.2020, passed by learned A.D.J.-III-cum-Special Judge,
SC/ST, Patna in connection with Naubatpur P.S. Case No.546 of
2020, registered under Sections 341, 320, 354(B), 504 and 34 of
the Indian Penal Code and Sections 3(i)(r)(s)/3(2)(va) of the
SC/ST Act.



The appellant alongwith other co-accused persons is said to have abused and assaulted the informant. It is alleged that the accused persons torn the blouse of the informant.

Learned counsel for the appellant submits that the appellant is innocent and has falsely been implicated in the present case. It is submitted that the appellant has got no criminal antecedent as stated in paragraph-3 of the memo of appeal. It is further submitted that there is general and omnibus allegation against the appellant. It is not alleged that the appellant abused the informant by naming her caste.

Learned Special P.P. for the State as well as learned counsel appearing on behalf of the informant opposed the prayer for anticipatory bail of the appellant.

Taking into consideration the facts aforesaid, let appellant, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be released 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 learned A.D.J.-III-cum-Special Judge, SC/ST, Patna in connection with Naubatpur P.S. Case No.546 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.



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

(Anjani Kumar Sharan, J)

S.KUMAR/-

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