

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3555 of 2021

Arising Out of PS. Case No.-93 Year-2020 Thana- BAKHTIYARPUR District- Patna

Veer Kumar @ Veeru Kumar S/O Jay Ray @ Jay Krishna Ray R/O Village-
Naya Tola, Bariyarpur, P.S-Bakhtiyarpur, District-Patna.

... .. Appellant/s

Versus

1. The State Of Bihar
2. Chandan Kumar Lal Kishun Das @ Birai Das Resident of Mohalla-Naya
Tola, Bariyarpur, P.S.-Bakhtiyarpur, District-Patna

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr.Pramod Kumar
For the Respondent/s	:	Mr.Binay Krishna
		Mr. Nihal Beg
		Mr. Shive Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

- 3 11-01-2023 Heard learned counsel for the appellant, respondent no.
2 and learned Special Public Prosecutor for the State.

Learned counsel for the appellant is directed to remove the defects, if any, as pointed out by the office within four weeks.

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 17.03.2021, passed by learned A.D.J.-III-cum-Special Judge (SC/ST Act), Patna in connection with Bakhtiyarpur P.S. Case No. 93 of 2020, registered under Sections 147, 148, 149, 341, 323, 307 of the IPC, Section 27 of the Arms Act and Sections 3(i) (r) (s) of



SC/ST 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 general and omnibus allegation levelled against the appellant. He submits that no any person was injured in the present occurrence. He further submits that appellant has no criminal antecedent as stated in para-3 of this appeal.

However, learned Spl. PP for the State and learned counsel for the respondent no. 2 oppose the prayer for bail and submit that appellant was present at the place of occurrence and he also fired upon the informant.

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 A.D.J.-III-cum-Special Judge, SC/ST Patna in connection with Bakhtiyarpur P.S. Case No. 93 of 2020, 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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