

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (SJ) No.1775 of 2023**

Arising Out of PS. Case No.-208 Year-2022 Thana- DULHIN BAZAR District- Patna

DEEPAK KUMAR SINGH @ DEEPAK KUMAR VERMA Son of Late  
Satish Verma Resident of Village - Singhara, P.S.- Dulhin Bazar, District -  
Patna.

... .. Appellant/s

Versus

1. The State of Bihar
2. Mira Kumari Umesh Kumar Das R/V- Singhara, P.S.-Dulhin Bazar, Dist-  
Patna.

... .. Respondent/s

**Appearance :**

|                      |   |                                                                       |
|----------------------|---|-----------------------------------------------------------------------|
| For the Appellant/s  | : | Mr. Shiva Shankar Pd. Singh, Adv.<br>Mr. Pushpendra Priyedarshi, Adv. |
| For the Respondent/s | : | Mr. Binay Krishna, Spl.PP                                             |

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

4      27-09-2024                      Heard learned counsel for the appellant and learned  
Special Public Prosecutor for the State.

2. Though notice was validly served upon the  
respondent no. 2, but nobody appeared on behalf of the  
respondent no. 2.

3. 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 17.10.2022 passed by learned Exclusive  
Special Court SC/ST Act, Patna, in connection with Dulhin  
Bazar P.S. Case No. 208 of 2022 registered under Sections 341,



323, 504, 34 of the Indian Penal Code and Section 3(i)(s), 3(2) (v) of the SC/ST Act.

4. The appellant and other co-accused persons are said to have abused the informant by taking her caste name.

5. Learned counsel for the appellant submits that the appellant is innocent and has falsely been implicated in the present case. There is no allegation of slating the informant in the specific name of his caste. Hence, no offence under SC/ST Act is made out against the appellant. He submits that there is case and counter case between the parties. Similarly situated co-accused has been granted anticipatory bail by this Court vide order dated 03.05.2023 passed in Cr. Appeal (SJ) No. 4180 of 2022. Appellant has got no antecedent as mentioned in para-3 of memo of the appeal.

6. Learned Spl. PP for the State opposes prayer for bail and submits that the appellant abuses the respondent no. 2/informant by taking caste name.

7. 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 learned  
Exclusive Special Court SC/ST Act, Patna, in connection with  
Dulhin Bazar P.S. Case No. 208 of 2022, subject to the  
condition as laid down under Section 438(2) of the Cr.P.C.

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

**(Anjani Kumar Sharan, J)**

anand/-

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