IN THE HIGH COURT OF JHARKHAND AT RANCHI Criminal Appeal (S.J.) No.32 of 2021

Vickey Kumar @ Vickey Kumar Prasad ... **Appellant** Versus

1. The State of Jharkhand

2. Khusbu Kumari Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Appellant : Mr. P.P.N. Roy, Sr. Adv.

Mr. P.A.N. Roy, Adv.

For the State : Mr. Prabhu Dayal Agrawal, A.P.P.

The matter was taken up through Video Conferencing. Learned counsel for the parties had no objections with it and submitted that the audio and video qualities are good.

The present appeal has been filed under Section 14(A)(1) of the 04/23.08.2021: Scheduled Castes/Scheduled Tribes (Prevention of Atrocities) Act.

- Heard Mr. P.P.N. Roy, learned senior counsel appearing for the 2. appellant assisted by Mr. P.A.N. Roy, Adv. and Mr. Prabhu Dayal Agrawal, learned A.P.P. appearing for the State.
- 3. The criminal appeal has been filed against the order dated 14.10.2020 passed by the learned A.J.C.-VII-cum-Special Judge, SC/ST Ranchi, in Misc. Cri. Application No.825 of 2020 in connection with S.C./S.T. Case No.22 of 2020 arising out of Sadar S.C./S.T. P.S. Case No.12 of 2019, registered for the offence under Sections 323, 376, 504, 506 and 34 of the Indian Penal Code and under Sections 3(1)(r) of the S.C./S.T. (POA) Act. The case is now pending in the court of the learned A.J.C.-cum-Special Judge S.C./S.T. at Ranchi.
- It has been submitted by the learned senior counsel for the appellant that the appellant is in custody since 18.05.2020. The Investigating Officer has informed that the victim lady has died on 25.03.2021. The investigation is complete and the appellant is ready to co-operate with the trial.
- 5. On the other hand, learned counsel for the State has opposed the prayer for bail.
- 6. On the considering the fact that the investigation is complete and the period of custody, the appellant, above named, is directed to be released on bail, on furnishing bail bond of Rs.10,000/-(Ten Thousand),

with two sureties of the like amount each, to the satisfaction of the learned A.J.C.-cum-Special Judge S.C./S.T. at Ranchi, in Misc. Cri. Application No.825 of 2020 in connection with S.C./S.T. Case No.22 of 2020 arising out of Sadar S.C./S.T. P.S. Case No.12 of 2019, subject to the condition that the appellant will submit self-attested photocopy of his Aadhar Card and also submit his mobile number before the learned court below which he will always keep active and will not change it during pendency of this case without prior permission of the court.

7. Accordingly, instant criminal appeal is allowed and the impugned order dated 14.10.2020 passed by the learned Additional A.J.C.-VII-cum-Special Judge, SC/ST Ranchi, in Misc. Cri. Application No.825 of 2020 in connection with S.C./S.T. Case No.22 of 2020 arising out of Sadar S.C./S.T. P.S. Case No.12 of 2019 is, hereby, set aside.

(Rajesh Kumar, J.)

Amar/-