

THE HIGH COURT OF MADHYA PRADESH
CRA.3700/2018
Ram Milan Nayak and Anr. Vs. Sate of M.P. & Anr.

Jabalpur, Dated : 31/05/2018

Shri Amit Khatri, Advocate for the appellants.

Shri Vivek Mishra, Govt. Advocate for Respondent / State.

Shri Sanjay Prakash, Advocate for the objector.

Case diary perused.

This appeal under Section 14-A of SC/ST Act has been filed for grant of anticipatory bail to the appellants who are apprehending their arrest in connection with Crime No. 184/2018 for offences under Sections 294, 323, 506, 34 IPC and Sections 3(1)(द घ), 3(2) (5 क) of SC / ST (Prevention of Atrocities) Act, 1989 registered at Police Station Civil Lines, Chhatarpur (M.P.)

Learned counsel for the objector is also present and raised objection for grant of bail.

Learned counsel for the State has also vehemently opposed the appeal.

After perusal of the case diary, it is found that dispute arose between the parties for the purpose of taking water from the Government bore.

Looking to the facts and circumstances of the case, in the opinion of this Court, the present case does not come under the bar of Section 18 of the SC & ST Act and, therefore, without expressing any opinion on the merits of the case, present appeal is **allowed**. It is directed that in the event of arrest, the appellants shall be released on bail on their furnishing personal bond in the sum of **Rs. 35,000/- (Rs. Thirty Five Thousand only) each** with one solvent surety each in like amount to the satisfaction of the Arresting Officer. They are directed to join the investigation immediately and fully cooperate with the investigating agency and the trial. Conditions of Section 438(2) of Cr.P.C. shall apply on the appellants during the currency of bail.

Accordingly, this appeal is finally disposed of.

Certified copy as per rules.

(Smt. Anjuli Palo)
V.Judge