

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1317 of 2025

Arising Out of PS. Case No.-128 Year-2024 Thana- MOKAMA RAIL P.S. District- Patna

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Lablesch Singh @ Lilu Singh @ Lillu singh @ Nillu Singh Son of Sheshewar
Prasad Singh @ Shekho Singh village- Aunta (Raghuram tola), Ward no. 2,
Ps- Hathidah, Dist- Patna Appellant/s

Versus

1. The State of Bihar
 2. Jogi Paswan son of Sarju Paswan village- Mokama Ghat, Ps- Mokama, Dist- Patna
- Respondent/s

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Appearance :

For the Appellant/s	:	Mr.Aryan Singh, Advocate
For the Respondent/s	:	Mr.Binay Krishna, Spl.P.P.
		Mr.Ram Kumar, Adv.for R.No.2

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 13-08-2026 Heard learned counsel for the appellant, learned

Special P.P. for of the State and learned counsel appearing on

behalf of respondent no. 2.

2. This appeal has been filed against an order,

passed by learned Exclusive Special Judge, SC/ST Act, Patna in

a case registered under Sections 126(2), 115(2), 118(1) & 110 of

the B.N.S. and Sections 3(2)(va), 3(1)(r) & 3(1)(s) of the SC/ST

Act, whereby the prayer for anticipatory bail of appellant has

been rejected.

3. Prosecution story, in brief, is that on morning of

27.09.2024, while informant was going to Barh by train no.

03217, in the same coach, appellant was also travelling and he

asked the informant to vacate the seat for him by abusing him

with aste name and when informant raised objection, appellant

attacked him with knife, causing injury on his hand.



4. Learned counsel for the appellant submits that both parties are co-villagers and on a petty dispute, *maarpeet* took place, in which, informant sustained minor injury. He further submits that it is not the case of the informant that at the time of alleged occurrence, any public was present and as such, no case under the SC/ST Act is made out. Appellant claims clean antecedent.

5. Learned Spl. Public Prosecutor and learned counsel for the respondent no. 2 opposed the appeal.

6. However, considering the aforesaid facts and circumstances, the impugned order is, hereby, set aside and this appeal is allowed.

7. Let the appellant, as named above, in the event of arrest or surrender within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, SC/ST Act, Sadar Patna in connection with Rail Mokama P.S. Case No. 128 of 2024.

(Prabhat Kumar Singh, J)

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