

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2668 of 2026

Arising Out of PS. Case No.-530 Year-2026 Thana- SIKARPUR District- West Champaran

1. Ranju Devi Wife of Nand Kishore Sahani Resident of Vill- Mathura, Ward No-09, P.S.-Shikarpur, Dist- West Champaran
2. Nand Kishore Sahani son of jaiut Sahani @ Jiut Sahani Resident of Vill- Mathura, Ward No-09, P.S.-Shikarpur, Dist- West Champaran
3. Bali Sahani Son of late Manshi Sahani Resident of Vill- Mathura, Ward No-09, P.S.-Shikarpur, Dist- West Champaran
4. Birendra Sahani Son of Late Bishun Sahani Resident of Vill- Mathura, Ward No-09, P.S.-Shikarpur, Dist- West Champaran
5. Bittu Sahani son of Late lalu Sahani Resident of Vill- Mathura, Ward No-09, P.S.-Shikarpur, Dist- West Champaran
6. Ranjan Sahani @ Ranjan Kumar Son of Chokat Sahani Resident of Vill- Mathura, Ward No-09, P.S.-Shikarpur, Dist- West Champaran

... .. Appellant/s

Versus

1. The State of Bihar
2. Deoraj Paswan son of Banhu Paswan Resident of Vill- Mathura, Ward No-09, P.S.-Shikarpur, Dist- West Champaran

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr. Sanjeev Kumar, Advocate
For the Respondent/s	:	Mr.Sadanand Paswan, Spl.P.P.
		Mr.Sharad Kumar Verma, Adv.for R.No.2

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 13-08-2026 At the outset, learned counsel for the appellants seeks permission to withdraw this appeal in respect of ***appellant nos. 1, 2, 4 & 6.***

2. Permission is accorded.

3. The appeal stands dismissed as withdrawn in respect of aforesaid appellants.

Appellant no. 3 & 5



4. These appellants challenge the order dated 30.06.2026 passed by learned Special Judge, SC/ST Act, Bettiah in connection with Shikarpur P.S. Case No. 530/2026, registered under Sections 126(2), 115(2), 109(2), 75, 303(2), 351(2), 352 of the B.N.S. and Section 3(i)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act (for short “SC/ST Act”), whereby the prayer for anticipatory bail of appellants and other co-accused has been rejected.

5. As per prosecution case, on 22.05.2026, all the accused persons named in the F.I.R. including appellants, armed with *lathi*, *danda*, iron rod and *fatta*, came at the door of informant and started abusing him with caste name and on protest by informant, all the accused persons assaulted him and other family members. Co-accused Raju Devi snatched gold *Mangalsutra* from the neck of informant’s wife and Sarda Devi.

6. Learned counsel for the appellants submits that both parties are co-villagers and on account of minor dispute, *Maarpeet* took place in which both sides sustained injuries. Case and counter case. 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.

7. Learned Spl. Public Prosecutor and learned counsel



for the respondent no. 2 vehemently opposes the appeal.

8. However, considering the aforesaid facts and circumstances, the impugned order is, hereby, set aside in respect of appellant nos. 3 & 5 and this criminal appeal is, accordingly, disposed of.

9. Let the appellant nos. 3 & 5, as named above, in the event of arrest or surrender within a period of eight weeks from today, be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge, SC/ST Act, Bettiah (West Champaran) in connection with Shikarpur P.S. Case No. 530 of 2026.

(Prabhat Kumar Singh, J)

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