

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (SJ) No.4240 of 2019**

Arising Out of PS. Case No.-40 Year-2019 Thana- SC/ST District- Rohtas

1. KESHWAR SAH Son of Late Bigah Sah @ Late Bigan Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
2. Himmat Singh @ Himmat Kumar Singh Son of Vinod Narayan Singh Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
3. Rangeet singh @ Ranjeet Singh Son of Vinod Narayan Singh Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
4. Sushil Kumar Son of Chanardhan Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
5. Dhan jee Sah Son of Jagdish Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
6. Mantu Sah @ Mantu Kumar Son of Sulendra Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
7. Birendra Sah Son of Ambika Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
8. Raja Sah Son of Sagar Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
9. Sunil Sah @ Sunil Kumar Gupta Son of Gurucharan Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
10. Jamindar Sah @ Jeemdar Sah Son of Late Sheo Pujan Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
11. Ankit Kumar Son of Keshwar Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.
12. Sheo Shankar Sah @ Sheo Shankar Kumar Son of Jamindar Sah Resident of Village- Karma, P.S.- Sasaram (Mofassil), District- Rohtas.

... .. Appellant/s

Versus

The State of Bihar.

... .. Respondent/s

**Appearance :**

For the Appellant/s : Mr. Babu Nandan Prasad  
For the Respondent/s : Mr. Sadanand Paswan

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

6      15-11-2021      Heard learned counsel for the appellants and learned  
Special Public Prosecutor for the State.



This is an appeal under Section 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (hereinafter referred to as 'the SC/ST Act') against the refusal of prayer of anticipatory bail vide order dated 22.08.2019, passed by learned 1<sup>st</sup> Additional District & Sessions Judge, Sasaram, Rohtas in connection with Dehri SC/ST P.S. Case No.40 of 2019, registered under Sections 147, 148, 149, 323, 324, 379, 504 and 506 of the Indian Penal Code and Sections 3(i)(r)(s) of the SC/ST Act.

The prosecution case, in brief, is that on 17.06.2019, when the informant was working, all the appellants came and abused him. When the informant protested, the appellants assaulted him with lathi, rod and spade and abused him by naming his caste.

Learned counsel for the appellants submits that the appellants are innocent and have falsely been implicated in the present case. There is case and counter case between the sides. It is further submitted that no case is made out under the SC/ST Act.

Learned Special P.P. for the State as well as learned counsel for the informant opposed the prayer for anticipatory bail of the appellants and submitted that from perusal of



paragraph 55 of the case diary, it appears that the appellants abused and assaulted the informant and four others.

Having considered the facts aforesaid, I am not inclined to enlarge the appellants on anticipatory bail. The prayer for anticipatory bail of the appellants is rejected.

The appeal is dismissed.

**(Anjani Kumar Sharan, J)**

S.KUMAR/-

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