

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.714 of 2024

Arising Out of PS. Case No.-138 Year-2022 Thana- AMARPUR District- Banka

Rajani Devi WIFE OF PINTU DAS Resident of village- Sikandarpur Harijan
Tola, PS -Mojahidpur, Dist -Bhagalpur

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant : Mr. Vibhakar Kumar , Advocate
For the State : Mr. Sadanand Paswan, Spl.PP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

10 25-07-2025 Heard learned counsel appearing for the appellant and
learned Spl.P.P. appearing on behalf of the State.

2. Despite valid service of notice, no one appears on
behalf of the informant.

3. This appeal has been filed for setting aside order
dated 30.09.2023 passed in a case registered for the offence
punishable under Sections 419, 420, 467, 468, 447 and 120B of
the Indian Penal Code and Section 3(2)(va)(g) of the Scheduled
Castes and Scheduled Tribes (Prevention of Atrocities) Act,
whereby the prayer for grant of anticipatory bail to the appellant
has been rejected.

4. As per prosecution case, it is alleged that this
appellant, along with other co-accused persons named in the



F.I.R., is land broker and sells the lands lawfully allotted to members of the scheduled caste and scheduled tribes by the State Government through *Bandobasti* Scheme. It is further alleged that this appellant, through fraudulent misrepresentation, executed the sale deed of such land by using forged and fabricated documents to other accused persons.

5. It is submitted by learned counsel appearing on behalf of the appellant that appellant is quite innocent and has committed no offence. Petitioner has falsely been implicated in this case with ulterior motive. It is not the case of the prosecution that this appellant abused informant and others by caste name and as such, no case under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act is made out against the appellant. Appellant claims clean antecedents.

6. On the other hand, learned Spl.P.P. appearing on behalf of the State has vehemently opposed this appeal and submitted that appellant is named in the F.I.R. with specific accusation that he, along with other co-accused persons, fraudulently usurped the land allotted to members of Scheduled Caste and Scheduled Tribes and executed sale deed of such land on the basis of forged and fabricated documents.

7. Considering the facts and circumstances of the case



and specific and direct nature of accusation, the appellant’s prayer for grant of anticipatory bail is rejected and this appeal is dismissed.

(Prabhat Kumar Singh, J)

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