

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1693 of 2024

Arising Out of PS. Case No.-151 Year-2018 Thana- MURLIGANJ District- Madhepura

1. Sanatan Yadav Son Of Late Siyaram Yadav Village- Parmanandpur Ps -Murliganj District -Madhepura
2. Pankaj Yadav Son Of Late Siyaram Yadav Village- Parmanandpur Ps -Murliganj District -Madhepura
3. Dharmendra Yadav Son Of Late Jageshwar Yadav Village- Parmanandpur Ps -Murliganj District -Madhepura

... .. Appellant/s

Versus

1. The State of Bihar
2. Rani Devi Wife Of Panchu Dom Village- Parmanandpur Ward No.11 Ps -Murliganj District -Madhepura

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Shailendra Kumar Singh, Advocate
For the Respondent/s : Mr. Binay Krishna, Spl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 21-08-2025 Heard learned counsel appearing on behalf of appellants and Spl. Public Prosecutor.

2. This appeal has been filed against the order dated 29.02.2024 passed by learned Additional District and Sessions Judge-I-cum-Special Judge, SC/ST (POA) Act, Madhepura in ABP No. 269 of 2024 arising out of Murliganj P. S. Case No. 151 of 2018, registered under Sections 341, 323, 354A, 429, 504/34 of the Indian Penal Code and Sections 3(b)(ii)D of the SC/ST Act, whereby the prayer for anticipatory bail of appellants has been rejected.



3. At the outset, learned Spl. Public Prosecutor for the State vehemently opposed the bail application and submitted that the instant anticipatory bail is not maintainable as from perusal of the impugned order it is apparent that cognizance under SC/ST Act has already been taken by learned Court below and in this connection, he refers to a decision of the Hon’ble Supreme Court, passed in case of *Bachu Das Vs State of Bihar and others*, reported in **Cr. Appeal No. 314 of 2014**.

4. Considering the law laid down by the Hon’ble Supreme court in case of Bachu Das (supra), instant appeal filed for pre-arrest bail to the appellants, is dismissed as being not maintainable.

(Prabhat Kumar Singh, J)

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