

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1791 of 2024

Arising Out of PS. Case No.-40 Year-2024 Thana- TEKARI District- Gaya

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1. Ram Bali Yadav @ Bali Yadav @ Baliram Yadav son of Pradeep Yadav Village- Daulatpur Ps- Konch Dist- Gaya
 2. Sunil Yadav son of Ram Bali Yadav @ Bali Yadav @ Baliram Yadav Village- Daulatpur Ps- Konch Dist- Gaya
 3. Ankit @ Ashok Kumar @ Ankit Raj @ Ashok Yadav son of Ramdeo Yadav Village- Daulatpur Ps- Konch Dist- Gaya
 4. Upendra Yadav son of Ramdeo Yadav Village- Daulatpur Ps- Konch Dist- Gaya

... .. Appellant/s

Versus

1. The State of Bihar
2. Meena Devi wife of Chandrik Manjhi Village- Paluhar Ps- Tekari Dist- Gaya

... .. Respondent/s

Appearance :

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 18-11-2025 Despite valid service of notice, none appears on behalf of the respondent no. 2.

2. Heard learned counsel for the appellants and the State.

3. This appeal has been filed against the order dated 29.02.2024 passed by learned Exclusive Special Judge, SC/ST, Gaya in ABP No. 56 of 2024 arising out of Tekari P.S. Case No. 40 of 2024 registered under Sections 504, 506, 427, 34 of the Indian Penal Code and Section 3(1)(r)(s) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, whereby



the prayer for anticipatory bail of appellants has been rejected.

4. As per F.I.R., these appellants assaulted and abused the informant by caste name and threatened with dire consequences.

5. Learned counsel for the appellants submits that both parties are close-door neighbours and dispute over cow dung, led to an altercation in which both sides sustained injuries. Case and counter case. Allegation against appellants is general and omnibus. No specific allegation of any overt act against the appellants. He further submits that the alleged incident took place inside the house informant and as such, no case under SC/ST Act is made out against the appellants. Appellants claim clean antecedent.

6. Learned Spl. Public Prosecutor for the State vehemently opposed the bail application.

7. Considering the aforesaid facts, let the appellants, as named above, in the event of their arrest/surrender within a period of eight weeks from today, be enlarged on bail on furnishing bail-bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, SC/ST, Gaya in ABP No. 56 of 2024 arising out of Tekari P.S. Case No. 40 of 2024.



8. Accordingly, this criminal appeal is allowed and
impugned order dated 29.02.2024 is set aside with respect to
these appellants only.

(Prabhat Kumar Singh, J)

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