

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1575 of 2025

Arising Out of PS. Case No.-5 Year-2024 Thana- AANDAR District- Siwan

Uma Shankar Yadav @ Uma Yadav Son of Late Bujhawan Yadav Resident of village - Bhawarajpur, Police Station - Andar, District - Siwan.

... .. Appellant/s

Versus

1. The State of Bihar
2. Birendra Kumar Baitha Son of Late Jagulal Baitha Resident of Village - Sanjalpur, P.S.- Andar, District - Siwan.

... .. Respondent/s

Appearance :

For the Appellant/s	:	Dr. Umashankar Prasad, Sr.Adv. Mr. Kamala Kant Tiwary & Mr. Kundan Rathore
For the Respondent/s	:	Mrs .Usha Kumari 1, Spl.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 25-11-2025 Heard learned counsel for the appellant and learned Special P.P. for of the State.

2. This appeal has been filed against the order dated 26.09.2024 passed by learned ADJ 1st cum Special Judge, SC/ST Act, Siwan in connection with Andar P.S. Case No. 5 of 2024, registered under Sections 302/34 of the Indian Penal Code and Sections 3(1)(r)(s), 3(2)(va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act (for short “SC/ST Act”), whereby the prayer for bail of appellant has been rejected.

3. As per F.I.R., on the alleged date and time of occurrence, this appellant along with other co-accused persons



brutally assaulted son of informant with iron rod and danda, due to which, son of informant died. The accused persons also abused informant's son with caste name.

4. The appellant is one of the assailant of the deceased. The *post-mortem* report supports the prosecution case. Doctor has found several external injuries on the body of the deceased by hard & blunt substance.

5. Considering the nature of accusation, the appeal filed for grant of bail stands dismissed. However, since the appellant is in custody since 31.03.2024, the learned trial court is directed to expedite the trial.

(Prabhat Kumar Singh, J)

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