

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.4436 of 2025

Arising Out of PS. Case No.-448 Year-2023 Thana- NOORSARAI District- Nalanda

Pintu Kumar S/O Rajo Yadav R/O Village- Chandasi, P.S- Noorsarai, District
- Nalanda.

... .. Appellant/s

Versus

1. The State of Bihar
2. Dhiraj Kumar S/O Amit Paswan R/O Pawaptti, P.S- Noorsarai, Distt.-
Nalanda.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Amresh Kumar Sinha
For the Respondent/s : Mr. Binay Krishna

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 12-12-2025 1. Heard learned counsel for the appellant and learned
Spl. P.P. for the State, Mr. Binay Krishna.

2. 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 for anticipatory bail vide
order dated 08.10.2025 in A.B.P. No. 1871 of 2025 passed by
the learned VI Additional Sessions Judge-cum-Special Judge
S.C./S.T. (POA) Act, Bihar Sharif, Nalanda in connection with
Noor Sarai P.S. Case No. 448 of 2023 registered for the offences
punishable under Section 365 of the Indian Penal Code read
with Sections 3(2)(V) of the SC/ST Act.



3. Learned counsel for the appellant submits that appellant is a person with clean antecedent. It is next submitted that Parwati Devi had approached this Court seeking anticipatory bail by filing Cr. Appeal (SJ) No.1804 of 2025 and the same was allowed by an order dated 15.09.2025. It is next submitted that while granting the privilege of anticipatory bail to Parwati Devi, the Court had considered the case on merits and in detail after hearing the learned Special P.P., SHO and I.O. of the case. It is submitted that appellant and Parwati Devi came to be implicated in the instant case based on confessional statement of Sonu. It is thus submitted that the case of the appellant is also similar to the case of Parwati Devi, the only difference being that Parwati Devi is wife of Sudhir with whom it is alleged that the deceased was in an affair and appellant being brother of Parwati Devi came to be implicated.

4. Learned Spl. P.P. for the State, Mr. Binay Krishna is not in a position to rebut the submission of the learned counsel appearing on behalf of the appellant that while granting the privilege of anticipatory bail to Parwati Devi, the learned Special P.P., SHO and I.O. of the case were heard.

5. Considering the submission and taking into consideration the order dated 15.09.2025 in Cr. Appeal (SJ)



No.1804/2025, the order impugned is set aside. Let the appellant, above named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs.5,000/- (rupees five thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with the aforesaid case, subject to the conditions as laid down under Section 482(2) of the BNSS.

6. Accordingly, the impugned order is set aside and this appeal stands allowed.

(Satyavrat Verma, J)

amit/-

U		T	
---	--	---	--

