

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.183 of 2026

Arising Out of PS. Case No.-96 Year-2025 Thana- MESKAUR District- Nawada

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Amit Kumar Son of Manoj Singh Resident of Village- Dhobni PS -Meskour,
Dist- Nawada

... .. Appellant/s

Versus

1. The State of Bihar
2. Jayanti Devi W/o Late Satyendra Manjhi @ Sabinder Manjhi R/o Village-
Dhobni, PS- Meskour, District- Nawada

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Amit Ranjan
For the Respondent/s : Mr. Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 02-04-2026 Heard learned counsel for the appellant, and learned
Special Public Prosecutor for the State.

2. The instant appeal has been filed by the appellant against the order dated 15.12.2025 passed by learned Exclusive Special Judge-cum-Special Court, SC/ST (PoA) Act, Nawada whereby the prayer for bail of the appellant in connection with Meskaur PS Case No. 96 of 2025 instituted under Sections 103(1) & 3(5) of the Bharatiya Nyaya Sanhita, 2023 and Sections 3(1)(r)(s) & 3(2)(va) of SC/ST Act was rejected.

3. The informant alleged that on 09.05.2025, the accused brought her injured husband home at midnight, stating that he had fallen into a ditch and received treatment at a clinic.



The next morning, when he complained of severe head pain, she took him to the PHC where he was declared dead. Believing the explanation to be false, the informant suspects that the accused persons assaulted her husband, causing his death.

4. Learned counsel for the appellant submits that the appellant is innocent and has falsely been implicated in the present case. There is no specific allegation against the appellant even from perusal of the FIR, rather the same is general and omnibus in nature. The deceased has not taken the name of the appellant. Except suspicion, there is no material against the appellant. There is no eyewitness to the occurrence. It is further submitted that the appellant has not taken the caste name of the informant in public view. Hence, no offence under the provisions of SC/ST Act is made out against him. The appellant has no intention to disgrace the image of the informant in public view. The appellant is in custody since 11.05.2025 and has no criminal antecedent.

5. Learned Special P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to allow this appeal.



Accordingly, the appeal is allowed and order dated 15.12.2025 passed by learned Exclusive Special Judge-cum-Special Court, SC/ST (PoA) Act, Nawada is hereby set aside.

7. Let the appellant be released on bail, after framing of charge, if not already framed, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Meskaur PS Case No. 96 of 2025

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Sandeep Kumar, J)

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