

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1035 of 2026

Arising Out of PS. Case No.-923 Year-2025 Thana- GARKHA District- Saran

Raghunath Singh son of Late Gautam Singh Resident of Vill- Sadhpur, Po- Sadhpur, P.S- Garkha, Dist- Saran at Chapra

... .. Appellant

Versus

1. The State of Bihar
2. Niddu Kumar son of Umesh Ram Resident of Vill- Sadhpur, Po- Sadhpur, P.S- Garkha, Dist- Saran at Chapra

... .. Respondent

Appearance :

For the Appellant : Mr. Jeetendra Narayan, Adv.
For the Respondent : Mr. Usha Kumari 1, Spl. PP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 17-07-2026 Heard the parties.

2. The appellant has preferred the present appeal under Section 14A(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act (for short 'the Act') against the order dated 13.02.2026 passed by the learned Exclusive Special Judge, SC/ST (POA), Act, Saran at Chapra in, A.B.P. No. 4884/2025, in connection with Garkha P.S. Case No. 923 of 2025 registered under Sections 281, 126(2), 115(2), 117(2), 118(2), 352, 303(2), 74, 79, 351(3) read with 3(5) of the Bharatiya Nyaya Sanhita (in short 'BNS', 2023) and Sections 3(i)(r), 3(1)(s), 3(2) (va) of



SC/ST (POA) Act.

3. Present appeal is well within limitation as prescribed under Section 14A(3) of the Act.

5. As per FIR, the co-accused, namely, Rahul Kumar @ Goldy Singh dashed his Auto with the motorcycle of informant while he was going to his village after death of her mother and also snatched Rs. 25,000/- from the informant and when the occurrence was reported to the family members of the Rahul Kumar @ Goldy Singh, the informant was abused in caste name and was also assaulted.

6. Learned counsel appearing for the appellant submitted that the appellant implicated with the present case only for the reason that he is the father of the co-accused, Rahul Kumar @ Goldy Singh, against whom the thrust of allegation is available. It is submitted that allegation as to dash the motorcycle and also of snatching cash of Rs. 25,000/- is available against co-accused Rahul Kumar @ goldy Singh. While concluding the argument, it is submitted that appellant is an old man of 67 years and is of clean antecedent.



7. Learned Special P.P. duly assisted by Mr. Deep Anshuman, learned counsel for the informant, while opposing the prayer of bail could not disputed the factual submission that thrust of allegation is available against co-accused Rahul Kumar @ Goldy Singh.

8. In view of aforesaid factual submissions and by taking note of fact, as implication of this appellant *prima facie* appears due to father of co-accused, namely, Rahul Kumar @ Goldy Singh against whom the thrust of allegation is available as per the FIR, accordingly, above-named appellant in the event of his arrest or surrender before the learned trial Court, within a period of six weeks of the order, is directed to be released on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge, SC/ST (POA), Act, Saran at Chapra, in A.B.P. No. 4884/2025, in connection with Garkha P.S. Case No. 923 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS.

9. Accordingly, impugned order dated 13.02.2026 as passed



through A.B.P. No. 4884/2025 is hereby set aside.

10. Hence, appeal stands allowed.

(Chandra Shekhar Jha, J.)

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