

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1360 of 2024

Arising Out of PS. Case No.-696 Year-2023 Thana- KRITYANAND NAGAR District-
Purnia

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Pankaj Yadav Son of Upendra Yadav Resident of Village- Parora, Police
Station- K. Nagar, District- Purnia

... .. Appellant/s

Versus

1. The State of Bihar
2. Satish Paswan Son of Late Surendra Paswan Resident of Ward no. 12,
Parora, Police Station- K. Nagar, District- Purnia

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Rakesh Kumar Jha

For the Respondent/s : Mr.Binay Krishna

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

7 30-06-2026 1. Heard learned counsel for the appellant and the
learned Special Public Prosecutor for the State.

2. The learned counsel for the appellant submits that a
jointness application has been filed wherein it has been
specifically pleaded that wife resides with the respondent no.2,
who had received the notice on his behalf, as such, the notice is
deemed to be validly served.

3. The appellant has challenged the order dated
22.02.2024 passed by the learned Special Judge, SC/ST Act,
Purnia in connection with ABP No.159 of 2023 arising out of K.
Nagar P. S. Case No.696 of 2023, instituted for the offences
under Sections 341, 323, 334, 379, 504 and 506/ 34 of the



Indian Penal Code and Section 3(i)(r)(s) of the Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, whereby his prayer for grant of anticipatory bail has been rejected.

4. The learned counsel appearing on behalf of the appellant submits that appellant is a person with clean antecedent and from perusal of the allegations as alleged in the FIR, it would manifest that allegations against the appellant is ornamental i.e. appellant is alleged to have snatched the chain of Chhotu Kumar. It is further submitted that allegation of abuse and assault as far as appellant is concerned, the same is general and omnibus in nature. It is further submitted that this perhaps explains why informant despite receiving notice chooses not to appear and contest.

5. The learned Special P. P. opposes the bail application.

6. Regard being had to the aforesaid submissions, the order dated 22.02.2024 is set-aside.

7. The appeal stands allowed.

8. The appellant, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his



furnishing bail-bonds in the sum of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, SC/ST Act, Purnia in connection with ABP No.159 of 2023 arising out of K. Nagar P. S. Case No.696 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Satyavrat Verma, J)

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