

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1224 of 2025

Arising Out of PS. Case No.-13 Year-2022 Thana- SC/ST District- Sheikhpura

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Dani Yadav @ Shiv Dani Yadav Son of Jitan Yadav Village - Baikathpur, Ps-
Ariyari, Dist- Sheikhpura

... .. Appellant/s

Versus

1. The State of Bihar
2. Rajesh Chaudhary Son of Late Rameshwar Chaudhary Village - Baikathpur,
Ps- Ariyari, Dist- Sheikhpura

... .. Respondent/s

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Appearance :

For the Appellant	:	Mr. Bipin Kumar, Advocate
For the State	:	Mr. Binay Krishna, Spl.PP
For the Informant	:	Ms. Kumari Anupam, Advocate
		Mr. Adarsh Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 16-04-2026 Heard learned counsel for the appellant, learned

Spl.PP for the State and learned counsel for the

informant/Respondent No. 2.

2. This appeal has been filed for setting aside order dated 25.02.2025 passed by the learned District and Additional Sessions Judge-1st-cum-Special Judge, S.C./S.T. (POA) Act, Sheikhpura in connection with A.B.P. No. 58 of 2025 arising out of Sheikhpura SC/ST P.S. Case No. 13 of 2022 which was registered for the offence punishable under Sections 341, 323, 379, 504, 506 and 34 of the Indian Penal Code and Sections 3(1)(r)(s) and 3(2)(va) of the Scheduled Castes and Scheduled



Tribes (Prevention of Atrocities) Act, whereby the prayer for grant of anticipatory bail of this appellant has been rejected.

3. At the outset, it is submitted by learned Spl.P.P. appearing on behalf of the State and learned counsel for the informant/Respondent No. 2 that the prayer for grant of pre-arrest bail to the appellant is not maintainable, as cognizance has already been taken by the learned trial court for the offences punishable under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act. In this regard, reliance is placed upon the case of ***Bachu Das Vs. State of Bihar and others*** reported in ***(2014) 3 Supreme Court Cases 471***.

4. In view of the aforesaid submissions and pronouncement of law rendered by the Hon'ble Supreme Court in the case of ***Bachu Das (supra)***, appellant's prayer for grant of pre-arrest bail is rejected and this appeal stands dismissed.

(Prabhat Kumar Singh, J)

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