

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1877 of 2025

Arising Out of PS. Case No.-159 Year-2024 Thana- INDUSTRIAL AREA District- Vaishali

Kumar Gaurav S/O Ramji Prasad Mehta Resident of Mohalla- Kumhrar, P.S-
Agamkuan, District- Patna.

... .. Appellant/s

Versus

1. The State of Bihar
2. Munarik Paswan S/O Late Ram Eqbal Paswan R/O Village- Medhpur
Singhara, P.S- Mahua, Distt.- Vaishali.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Pranav Kumar Jha, Advocate
For the Respondent/s : Mr. Binay Krishna, SPP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

5 19-02-2026 Heard learned counsel for the appellant, learned
Special Public Prosecutor for the State and learned counsel for
the informant.

2. The instant appeal has been filed by the appellant
against the order dated 15.04.2025 passed by learned Special
Judge, SC/ST, Vaishali at Hajipur whereby the prayer for
anticipatory bail of the appellant in connection with Hajipur
Industrial P.S. Case No. 159 of 2024 under Sections 103, 3(5) of
the Bharatiya Nyaya Sanhita, 2023 and Sections 3(1)(r), 3(1)
(s), 3(2)(v) of SC/ST Act was rejected.

3. The prosecution case, in short, is that the
informant's son was attacked by the appellant with a knife near



Paswan Chowk, Hajipur by the appellant. Later, the injured was brought to the hospital where he was declared dead.

4. Learned counsel for the appellant submits that the appellant has falsely been implicated in the present case. The name of the appellant has transpired on the basis of confessional statement of co-accused namely Ravi Kumar. Learned counsel for the appellant further submits 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 has no criminal antecedent.

5. Learned Special P.P. for the State and the informant have vehemently opposed the prayer for grant of bail to the appellant, stating that there is specific accusation of giving knife blow on the informant's son due to which he died and therefore, the appellant does not deserve the privilege of anticipatory bail.

6. Considering the aforesaid facts and circumstances of the case as also nature and gravity of offence, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the present appeal is dismissed.

8. However, if the appellant surrenders before the



learned court below within a period of six weeks from today and
prays for regular bail, the same shall be disposed of on its own
merit without being prejudiced by this order.

(Rudra Prakash Mishra, J)

Alok Verma/-

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