

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2639 of 2024

Arising Out of PS. Case No.-30 Year-2017 Thana- MAHILA P.S. District- Kishanganj

Charan Hembram @ Ramu Pradhan @ Majhi Hasda S/O Late Ramsai Hembram R/O Ward no 15 Sitalpur Purabdangi P.S Paharkatta, Distt- Kishanganj, Bihar-855117

... .. Appellant/s

Versus

1. The State of Bihar
2. Ms. X W/o- Sanjay Murmu Village- Garam Khuda, Gram Panchayat- Koltha, Ps- Paharkatha Dist- Kishanganj

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Mrityunjay Kumar
For the Respondent/s : Ms. Usha Kumari 1

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

6 12-03-2026 Heard learned counsel for the appellant and the learned Spl. P.P. for the State.

2. This appeal is filed against the order dated 03.04.2024 passed by the learned Additional Sessions Judge, 1-cum-Special Judge, Kishanganj, in connection with Kishanganj (Mahila) P.S. Case No. 30/2017, registered under Sections 341, 342, 323, 325, 376(D), 120(B) of the Indian Penal Code and Section 3(2)(va) of the SC/ST (Prevention of Atrocities) Act. By the impugned order, the petitioner's application for anticipatory bail was dismissed.

3. The allegation against the appellant is that he, along with five others, committed sexual assault upon the victim,



allegedly one by one.

4. Learned counsel for the appellant submits that the appellant has falsely been implicated in this case and no offence under the provisions of SC/ST Act is made out in this case and therefore the application of the anticipatory bail is maintainable.

5. Learned counsel for the State has vehemently opposed the prayer of the appellants.

6. I have considered the submissions of the parties and have gone through the records of the case. Sufficient material has come during the investigation to connect the appellant with the crime.

7. Considering the nature and the gravity of the offence, this Court is not inclined to grant the privilege of anticipatory bail to the appellant in the present case.

8. Accordingly, the appeal is dismissed.

9. It is, however, clarified that the observations made herein are limited to the adjudication of the present application and shall not prejudice the case of the appellant at any subsequent stage of the proceedings.

(Sandeep Kumar, J)

Shishir/-

U		T	
---	--	---	--

