IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2205 of 2026

CNR No. BRHC010582952026

Arising Out of PS. Case No.-84 Year-2026 Thana- ROH District- Nawada

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1. Pappu Yadav Son of Umesh Yadav Resident of Village -Ishopur PS- Roh Distt -Nawada
2. Bhushan Yadav @ Shashibhusan Kumar @ Bhusan Yadav Son Umesh Yadav Resident of Village -Ishopur PS- Roh Distt -Nawada
3. Umesh Yadav Son of Ramrup Yadav Resident of Village -Ishopur PS- Roh Distt -Nawada

... ... Appellant/s

Versus

1. The State of Bihar bihar
2. Surendra Kumar Son of Late Jageshwar Ram Resident of Village -Ishopur PS- Roh Distt -Nawada

... ... Respondent/s

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Appearance :
For the Appellant/s : Mr.Sheo Kumar Prasad
For the Respondent/s : Mr.Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

4 27-10-2026 1. Heard learned counsel for the appellants, learned A.P.P. for the State and no one appears on behalf of the informant.

2. This is an appeal under Section 14-A(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (hereinafter referred to as the "SC/ST Act") against the refusal of prayer for anticipatory bail vide order dated 23.05.2026 in A.B.P. No. 1202 of 2026 passed by the learned Exclusive Special Judge S.C./S.T. (POA) Act,

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Nawada in connection with Roh P.S. Case No. 84 of 2026 registered for the offences punishable under Sections 126(2), 115(2), 117(2), 352, 351(2) and 3(5) of the BNS as well as Sections 3(1)(r)(s)(v) of the SC/ST Act.

3. Learned counsel for the appellants submits that the appellants are persons with clean antecedent and the informant alleges that on 04.03.2026 at 04:30 PM Pappu along with Mohan came to his house and abused by taking caste name and dashed him on the ground and assaulted causing injury on hand, thereafter Umesh along with his father and mother came and started abusing when 112 vehicle came and pacified the issue.

4. Learned counsel for the appellants submits that the appellants have been falsely implicated in the instant case by the informant, it is next submitted that from perusal of the allegation as alleged in the FIR, it would manifest that the entire occurrence took place at the house of the informant and thus was not in a public view, it is next submitted that even allegation of abuse and assault is general and omnibus in nature, it is further submitted that had any occurrence of the nature as alleged taken place, in that event, the police would not have allowed the accused persons to leave as it is alleged that 112 vehicle came and pacified the issue which amply demonstrates

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that some altercation had taken place, but then the instant FIR came to be instituted with an exaggerated allegation, it is also submitted that date of occurrence is 04.03.2026 and the FIR has been instituted on 05.03.2026.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the appellants.

6. Considering the aforesaid facts, let the appellants above-named, in the event of their arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with the aforesaid case, subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. **Accordingly, the impugned order is set aside and the appeal stands allowed.**

(Satyavrat Verma, J)

Nitesh/-

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