IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2346 of 2026

CNR No. BRHC010616992026

Arising Out of PS. Case No.-106 Year-2026 Thana- MEHANDIGANJ District- Patna

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1. Shiv Suryavanshi @ Sheo Kumar Ram S/O Late Ram Ji Ram R/O Mohalla- Bank Colony, Shiv Chak Maal, P.S- Mehndiganj, District- Patna.
2. Manoj Suryavanshi @ Manoj Kumar S/O Shiv Suryavanshi @ Sheo Kumar Ram R/O Mohalla- Bank Colony, Shiv Chak Maal, P.S- Mehndiganj, District- Patna.

... ... Appellant/s

Versus

1. The State of Bihar
2. Aarti Kumari W/O Sanjay Rajak R/O Ward No.-61, Mohalla- Bank Colony, Shiv Chak, Maal Bagicha, P.S.- Mehndiganj, Distt.- Patna.

... ... Respondent/s

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Appearance :
For the Appellant/s : Mr.Madhukar Anand
For the Respondent/s : Mr. Chandra Bhushan Prasad

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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 learned counsel appearing 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 04.06.2026 in A.B.P. No. 2277 of 2026 passed by the learned Exclusive-Special Judge, SC/ST Act, Civil Cour (Sadar), Patna in connection with Mehandiganj P.S. Case No.

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106 of 2026 registered under Sections 126(2), 115(2), 109, 118(1), 76, 352, 3(5) of the BNS as well as Sections 3(i)(r)(s)(w), 3(2)(va) of the SC/ST Act.

3. Learned counsel appearing on behalf of the appellants submits that appellants are persons with clean antecedent, it is next submitted that from perusal of the allegation as alleged in the FIR it would manifest that specific allegation of assaulting the informant is against Aryan Suryavanshi who is alleged to have assaulted the informant by bat causing injury on her face and her tooth broke, it is further submitted that appellants being parents of Aryan came to be implicated with an allegation that appellant no. 1 gave orders based on which Aryan committed the occurrence of assault, it is also submitted that even allegation of abuse is also alleged but then the same is general and omnibus in nature, it is next submitted that from perusal of the allegation as alleged in the FIR, it would also manifest that a trivial dispute relating to throwing of garbage the occurrence is alleged to have taken place, it is further submitted that of late it has become a trend to implicate the entire family members in a case relating to SC/ST case with general and omnibus allegation and the present case is one of them.

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4. Learned A.P.P. for the State and learned counsel appearing on behalf of the informant opposes the prayer for anticipatory bail of the appellants but then learned counsel appearing on behalf of the informant is not in a position to rebut the submission of the learned counsel appearing on behalf of the appellants that specific allegation of assaulting the informant is against Aryan.

5. After hearing learned counsel for the parties and taking into consideration the submissions made by the learned counsel appearing on behalf of the appellants, let the appellants, above-named, in the event of their arrest or surrender within a period of six weeks from the date of receipt of the order, 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 in connection with the aforesaid case, subject to the conditions as laid down under Section 438(2) of the Cr.P.C./482(2) of the B.N.S.S.

6. Accordingly, the impugned order is set aside and this appeal stands allowed.

(Satyavrat Verma, J)

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