IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2442 of 2026

CNR No. BRHC010659462026

Arising Out of PS. Case No.-9 Year-2026 Thana- SC/ST District- Rohtas

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1. Ranjan Kumar @ Ranjan Sharma S/o Ramlal Sharma R/o Village - Shivpur, P.O - Shikariya, P.S - Darigaon, District - Rohtas
2. Chhathu Kumar @ Chhathu Sharma S/o Ramlal Sharma R/o Village - Shivpur, P.O - Shikariya, P.S - Darigaon, District - Rohtas
3. Kumari Kanchan Sharma @ Kanchan Devi W/o Ramlal Sharma R/o Village - Shivpur, P.O - Shikariya, P.S - Darigaon, District - Rohtas

... ... Appellant/s

Versus

1. The State of Bihar
2. Ajit Ram S/o Late Kailash Ram R/o Village - Shivpur, P.O - Shikariya, P.S - Darigaon, District - Rohtas

... ... Respondent/s

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Appearance :
For the Appellant/s : Mr. Ashutosh Tripathy, Advocate
For the Respondent/s : Mr. Binay Krishna, Spl. P.P.

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

5 19-11-2026 Heard learned counsel for the appellants and learned Spl. P.P. for the State.

2. This is an appeal which has been filed under 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 15.06.2026 passed by the learned Exclusive Special Judge, SC/ST, Rohtas at Sasaram in connection with Dehri SC/ST P.S. Case No. 09 of 2026 registered for the offences

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punishable under Sections 190,191(2), 126(2), 115(2), 117(2), 118(1), 74, 109, 352, 351(2) of BNS and Sections 3(i)(r), 3(i)(s), 3(i)(w)(i) and 3(2)(va) of SC/ST (P.O.A.) Act.

3. The case of the respondent, in short, is that while the niece of the respondent aged about 13 years was returning home after purchasing goods from a village shop, in the meantime, appellant no. 2 caught her hand and started dragging her towards secluded place. She raised alarm. Bablu Ram who was returning home went there. It is further alleged that the appellant Chhatu Sharma was attempting to molest the minor cousin of the respondent. It is further alleged that after that, the appellant Chhatu Sharma told his family members to assault the respondent and his family. It is further alleged that appellant no.1 Ranjan Kumar has assaulted with knife to one Kunti Devi on her face. Regarding appellant no.3, it is alleged that she was abusing the respondent and his family members with caste name and was exhorting the other accused persons.

4. Learned counsel for the appellants submits that the appellant has been falsely implicated in the instant case. Learned counsel has submitted that from perusal of the restatement of the respondent it will transpire that the allegation of molestation as levelled in the F.I.R. has not supported by the respondent himself in his restatement and save and except, there

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is no allegation against appellant no. 2. Regarding appellant no. 1, it has been submitted that though there is allegation against him that he has assaulted with knife to one Kunti Devi but from perusal of order of learned trial Court it will transpire that the injuries found on the person of Kunti Devi were caused by hard and blunt substance. It has further been submitted that the injury and allegations do not correlate each other. It has further been submitted that allegation regarding abusing the respondent and his family members with caste name was not in public view. It has further been submitted that there is land dispute between the parties due to which there is free fight between the parties. A statement has been made in para-3 of this petition that the appellants have got no criminal antecedent.

5. Countering this, learned counsel for the respondent has vehemently opposed the appeal and has submitted that the appellants and their family members have badly assaulted the respondent and his family members.

6. In view of the submissions made by the learned counsel for the appellants, the order dated 15.06.2026 passed by the learned Exclusive Special Judge, SC/ST, Rohtas at Sasaram in connection with Dehri SC/ST P.S. Case No. 09 of 2026 is hereby set aside and the appellants above-named, in the event of

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their arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Dehri SC/ST P.S. Case No. 09 of 2026, subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. Accordingly the appeal stands allowed.

(Ashok Kumar Pandey, J)

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