

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3350 of 2022**

Arising Out of PS. Case No.-47 Year-2022 Thana- HATHAURI District- Muzaffarpur

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1. PINTU SAH SON OF AMIRI LAL SAH Resident of village- Simri, P.S.- Hathauri, District- Muzaffarpur- 843129
 2. BRIJALAL SAHNI SON OF LATE KIRA SAHNI Resident of village- Simri, P.S.- Hathauri, District- Muzaffarpur- 843129

... .. Appellant/s

Versus

1. The State of Bihar
2. S.I VINOD DAS, OFFICER-IN-CHARGE, HATHAURI POLICE STATION, DISTRICT- MUZAFFARPUR BIHAR

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Subodh Kumar

For the Respondent/s : Mr. Sadanand Paswan

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

5 29-06-2026 1. Heard learned counsel for the appellants and the learned Special P.P. Mr. Sadanand Paswan.

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 10.06.2022 in A.B.P. No. 1718 of 2022, passed by the learned 1st Additional District and Sessions Judge-cum-Special Judge, SC/ST Act, Muzaffarpur in connection with Hathauri P.S. Case No. 47 of 2022 registered under Sections 147, 149, 341, 323, 332, 307, 353, 448, 506, 509 of the Indian Penal Code as well as Sections 3(1)(r)(s) of the SC/ST Act.



3. Learned counsel for the appellants submits that from perusal of the office report dated 24.06.2026, it would manifest that the ordinary notice has been validly served upon the respondent no.2. It is next submitted that respondent no.2 is S.H.O., Hathauri P.S. as such he is being represented by the learned Special P.P. It is next submitted that appellants are persons with clean antecedent and the informant alleges that accused persons including the appellants assembled in front of Hathauri P.S. and started shouting slogans causing nuisance and thereafter the mob started fighting with the police force and accused Kedar Sahni abused the informant by taking caste name.

4. Learned counsel for the appellants submits that appellants have been falsely implicated in the instant case by the informant. It is next submitted that Kedar Sahni is not appellant in the instant appeal and the allegations are general and omnibus in nature.

5. Learned Special Public Prosecutor opposes the prayer for anticipatory bail.

6. Considering the submissions of the learned counsel for 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 bond of Rs.5,000/- (rupees five thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with the aforesaid case, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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

(Satyavrat Verma, J)

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