IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3136 of 2026

CNR No. BRHC010827852026

Arising Out of PS. Case No.-486 Year-2026 Thana- MAHUA District- Vaishali

==========

1. Jhunni Devi Wife of Wakil Sahni Resident of Village- Talgahra, P.S. -Sarai, District -Vaishali
2. Raman Kumar son of Wakil Sahni Resident of Village- Talgahra, P.S. -Sarai, District -Vaishali
3. Wakil Sahni Son of Late Shiv Shankar Sahni Resident of Village- Talgahra, P.S. -Sarai, District -Vaishali

... ... Appellant/s

Versus

1. The State of Bihar
2. Rina Kumari Wife of Mahesh Ram Resident of Village- Gorigama, P.S. -Mahua, District -Vaishali

... ... Respondent/s

==========

Appearance :
For the Appellant/s : Mr. Keshab Raj
For the Respondent/s : Mr. Chandra Bhushan Prasad

==========

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

4 29-10-2026 1. Heard learned counsel for the appellants, learned A.P.P. for the State and the 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 18.07.2026 in A.B.P. No. 2044 of 2026 passed by the learned Exclusive-Special Judge, SC/ST (POA) Act, Vaishali

WEB COPY

at Hajipur in connection with Mahua P.S. Case No. 486 of 2025 registered under Sections 304, 126(2), 127(2), 115(2), 118(1), 109, 76, 352, 3(5) of the BNS as well as Sections 3(1)(r)(s) of the SC/ST Act.

3. Learned counsel appearing on behalf of the appellants submits that appellants are persons with clean antecedent and appellant no. 1 is a woman and the informant alleges that on 08.06.2026 at 1:00 P.M. while she was going to Hajipur by auto when two accused on a black motorcycle came and snatched her purse along with mangalsutra near Belkunda petrol pump, it is next alleged that after some time, she saw the accused persons at the petrol pump, hence she came and took key of their bike and accused, namely, Adarsh was apprehended who disclosed the name of co-accused as Vishwajeet who fled away, thereafter the accused persons called the villagers who came in a large number who assaulted the informant by rod, lathi and danda and even tore her blouse and the informant identified 20 accused persons through CCTV footage.

4. Learned counsel for the appellants submits that appellants have been falsely implicated in the instant case by the informant. It is further submitted that from perusal of the allegation as alleged in the FIR, it would manifest that the

WEB COPY

occurrence of snatching the purse and mangalsutra was committed by Adarsh and Vishwajeet and Adarsh is in custody and as far as these appellants are concerned they are villagers and when they came to know that Adarsh and Vishwajeet their co-villagers have been apprehended and are being assaulted as such without realizing that as to why they have been apprehended the accused persons came to the place of occurrence, it is also submitted that allegation of assault is general and omnibus in nature and Vishwajeet was not even present at the place of occurrence and the entire village came to be implicated.

5. Learned A.P.P. for the State and the learned counsel appearing on behalf of the informant opposes the prayer for anticipatory bail of the appellants.

6. Considering 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

WEB COPY

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.

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

(Satyavrat Verma, J)

vikram/-

U		T	

WEB COPY