IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3227 of 2025

CNR No. BRHC010828912025

Arising Out of PS. Case No.-177 Year-2025 Thana- PIRBAHOR District- Patna

==========

Ravi Kumar Ranjan S/o Ram Babu Yadav RO Mohalla- Arer, PS- Arer Hat, District- Madhubani

... ... Appellant/s

Versus

1. The State of Bihar
2. Rubi Kumari D/o Kedar Nath Ram R/o vill and P.O .- Koshi Colony, ward no. 3, 6/179 Birpur, P.s. - Gol Chowk, Birpur, Distt.- Supaul

... ... Respondent/s

==========

Appearance :
For the Appellant : Ms. Soni Kumari, Advocate
For the State : Mr. Binay Krishna, Spl.PP
For the Informant : Mr. Bindeshwar Prasad Singh, Advocate

==========

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

3 29-10-2026 Heard learned counsel appearing for the appellant, learned Special Public Prosecutor appearing for the respondent-State and learned counsel appearing for the informant/Respondent No. 2.

2. This appeal has been filed for setting aside order dated 08.05.2025 passed in a case registered for the offence punishable under Section 69 of the B.N.S. and Section 3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, whereby the prayer for grant of anticipatory bail of this appellant has been rejected.

3. As per prosecution case, it is alleged that in the

WEB COPY

year 2023, informant came in contact with this appellant and conversation started between them and on the false pretext of marriage, this appellant established physical relations with the informant and later on, refused to solemnize marriage.

4. It is submitted by learned counsel appearing on behalf of the appellant that appellant is quite innocent and has committed no offence. The entire prosecution case, as set out in the F.I.R., is out and out false, fabricated and concocted. As a matter of fact, from bare perusal of the F.I.R. it is apparent that both parties knew each other since long and with the passage of time, relationship developed. At the time when the relationship developed, both of them were major and were fully aware of the consequences of such a relationship. The relationship was consensual between two consenting adults and both of them enjoyed each others company for three long years. It is further submitted that only because the relationship could not continue and failed, the same does not amount to rape. Rest of the allegations are ornamental in order to make the case grave. It is lastly submitted that there is absolutely no allegation that this appellant abused informant or her family members by caste name and as such, no case under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act is made out

WEB COPY

against this appellant. Appellant claims clean antecedents.

5. Learned Spl. P.P. appearing for the respondent-State and learned counsel appearing for the informant/Respondent No. 2 have vehemently opposed the prayer for grant of bail to the appellant.

6. Considering the facts and circumstances of the case, the fact that from bare perusal of the prosecution case it is apparent that at the time when the relationship developed between the parties, both of them were major and enjoyed each others' company for three long years and clean antecedents of the appellant, this appeal is allowed and the impugned order dated 08.05.2025 passed by the learned Exclusive Special Judge, SC/ST Act, Civil Court (Sadar), Patna in connection with A.B.P. No. 1444 of 2025 arising out of Pirbahore P.S. Case No. 177 of 2025 is hereby set aside with respect to this appellant only.

7. Accordingly, let the appellant, named above, in the event of arrest/surrender within a period of eight weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, SC/ST Act, Civil Court

WEB COPY

(Sadar), Patna in connection with Pirbahore P.S. Case No. 177 of 2025.

(Prabhat Kumar Singh, J)

shashank/-

U		T	

WEB COPY