

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3823 of 2025

Arising Out of PS. Case No.-541 Year-2024 Thana- GHOSI District- Jehanabad

Arbaz Hussain @ Md. Arwaz @ Md. Arwaz hussain S/o Md. Amzad Resident
of Village- Shekhpora, PS- Ghosi, Distt.- Jehanabad

... .. Appellant/s

Versus

1. The State of Bihar
2. Ranju Devi W/o Bablu Mochi R/o vill - Shekhpora, P.s.- Ghosi, Distt. -
Jehanabad

... .. Respondent/s

Appearance :

For the Appellant/s	:	Mr.Md Ataul Haque, Advocate
For the informant	:	Mr. Umesh Kumar, Advocate
		Mr. Abhishek Anand, Advocate
		Mr.Shubhankar Raj, Advocate
For the Respondent/s	:	Mr.Usha Kumari 1, SPP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

5 22-01-2026 Heard learned counsel for the appellant, learned
Special Public Prosecutor for the State and learned counsel for
the informant/Respondent No. 2 and perused the case diary.

2. The instant appeal has been filed by the appellant
against the order dated 24.01.2025 passed by A.S.J-1-cum-
Special Judge SC/ST Act, Jehanabad, whereby the prayer for
bail of the appellant in connection with Ghoshi P.S. Case No.
541 of 2024, under Sections 137(2) and 96 of the Bharatiya
Nyaya Sanhita, 2023 and Section 3(1)(r)(s) of the SC/ST Act
was rejected.

3. Prosecution case, in short, is that on 27.09.2024 at
about 10.00 A.M. daughter of the informant went to appear in



Inter Examination but she did not return home in the evening. Informant made intense search of her daughter, but she did not find any trace. Further she come to know that one Md. Arwaz (Appellant) called her daughter and he used to give threatening that he will marry with her daughter. Thereafter, informant went to the house of appellant and asked about her daughter then family members of the appellant started abusing her by taking her caste name.

4. Learned counsel for the appellant submits that the appellant is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. Learned counsel for the appellant further submits that the appellant has not taken the caste name of the informant in public view. Hence, no offence under the provisions of SC/ST Act is made out against him. The appellant has no intention to disgrace the image of the informant in public view. The appellant and the informant are neighbours. The victim has solemnized marriage with another person. The appellant is in custody since 08.12.2024 and has no criminal antecedent.

5. Learned Special P.P. for the State and the informant have vehemently opposed the prayer for grant of bail to the appellant. In the medical report the pregnancy test was found



positive.

6. Considering the aforesaid facts and circumstances of the case, nature and gravity of offence, this Court is not inclined to grant bail to the Appellant at this stage.

7. Accordingly, the prayer for grant of bail to the Appelalnt is, hereby, rejected.

(Rudra Prakash Mishra, J)

manish/-

U		T	
---	--	---	--

