

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3879 of 2025

Arising Out of PS. Case No.-7 Year-2024 Thana- SC/ST District- Kaimur (Bhabua)

Mantu Tiwari @ Maruti Nandan Tiwari S/o Prem Chandra Tiwari Resident of
village- Kabar, P.S- Bhabua, District- Kaimur (Bhabua)

... .. Appellant/s

Versus

1. The State of Bihar
2. Priti Devi W/o Binod Singh Kharwar R/o vill - Kanhanar, P.S.- Adhaura,
Distt.- Kaimur (Bhabhua)

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Rakesh Kumar Mishra, Advocate
For the Respondent/s : Mr. Sadanand Paswan, Special PP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 17-03-2026 1. Heard learned counsel for the appellant and
learned Spl. P.P. for the State, 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 30.08.2025 in A.B.P. No. 1711 of 2025 passed by
the learned 1st Additional Sessions Judge-cum-Special Judge
S.C./S.T. (POA) Act, Kaimur at Bhabua in connection with
SC/ST Bhabua P.S. Case No. 07 of 2024 registered for the
offences punishable under Sections 341, 323, 384, 354, 406,
420, 34, 504 and 506 of the Indian Penal Code as well as



Sections 3(1), 3(2), 3(1)(x), 3(1)(xi), 3(1)(xii), 3(1)(r), 3(1)(s) and 3(1)(w) of the SC/ST Act read with Sections 7/12 of the Prevention of Corruption Act.

3. Learned counsel for the appellant submits that appellant is a person with clean antecedent. It is next submitted that appellant was working in the office of the Circle Officer, Adhaura as an agent of the *Karmachari*, Rishikant Dubey for making entries in revenue records. It is further submitted that in sum and substance the allegation is that informant had gone for getting the land mutated in his name when Rishikant Dubey demanded an amount of Rs. 50,000/- which the informant gave and thereafter an amount of Rs. 22,000/- was also given to the appellant apart from other amount as detailed in the FIR, as such, the informant had to part with Rs. 88,000/-, but then the land was not mutated.

4. Learned counsel appearing on behalf of the appellant submits that Rishikant Dubey had approached this Court seeking anticipatory bail by filing Criminal Appeal (SJ) No. 2833 of 2024 and the same came to be allowed by an order dated 11.11.2025 passed by a learned Co-ordinate Bench, as such, the learned counsel for the appellant seeks anticipatory bail for the appellant based on parity. It is also submitted that



not a single penny ever came to be deposited in the account of the appellant.

5. Learned Spl. P.P. for the State, Mr. Sadanand Paswan, opposes the appeal and submits that Rishikant Dubey is a government servant and as such, has been granted the privilege of anticipatory bail. It is further submitted that since an FIR has been instituted against Rishikant Dubey he will be subjected to departmental proceeding, but then as far as this appellant is concerned, he is not a government servant rather was working in the office of the Circle Officer, Adhaura and was working for Rishikant Dubey and allegation against him is of accepting bribe amount of Rs. 22,000/-. It is next submitted that corruption in Circle Office is rampant. It is next submitted that a submission has been made by the learned counsel appearing on behalf of the appellant that not a single penny of the bribe amount was deposited in the account of the appellant, but then it is submitted that whether a person who takes bribe will deposit the amount in his account. It is next submitted that during the course of investigation as recorded in the order impugned, it has come that informant sent the money through, a Cafe Account in Hyderabad which was in the name of Hananullaman Molla and the money was received in account of



another Cafe of Ajay Kumar R/o Ward No. 18, Bhabhua who also runs a small Internet Cafe and provides facility of online money transfer and the said money was received by Mantu Tiwari i.e. appellant. It is further submitted that statement of Ajay Kumar was also recorded u/s 161 of CrPC and u/s 164 of CrPC and in both statements he has disclosed that Mantu Tiwari used to receive money in cash at his cafe received by him through online transfer on behalf of Rishikant Dubey. The learned Special PP also submits that investigation in the case is continuing.

6. After hearing the learned counsel for the parties, the Court is not inclined to entertain the appeal.

7. Accordingly, the instant appeal stands rejected.

(Satyavrat Verma, J)

Rishabh/-

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