

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.4406 of 2025

Arising Out of PS. Case No.-192 Year-2024 Thana- PRANPUR District- Katihar

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Sanoj Kumar @ Sanju S/O Jaykant Mandal R/O Village- Dhanpara,
Dhanpada, P.S.- Pranpur, Distt- Katihar

... .. Appellant/s

Versus

1. The State of Bihar
2. Kanhai Paswan S/O late Baijnath Paswan R/O Vill.- Maygama, P.S.-
Pranpur, Dist.- Katihar.

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mr.Kumar Dhananjay, Advocate
For the Informant	:	Mr. Jitendra Kumar Pandey, Advocate
For the Respondent/s	:	Mr.Binay Krishna, S.P.P

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

ORAL ORDER

3 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 28.07.2025 passed by DASJ-I-cum-
Special Judge, SC/ST, Katihar, whereby the prayer for bail of
the appellant in connection with Pranpur P.S. Case No. 192 of
2024 (G.R. No. 6424 of 2024), under Sections 192(2), 126(2),
115(2), 132, 121(2), 351(2) and 352 of the B.N.S and Section
3(i)(r)(s), 3(2)(va) of the SC/ST Act was rejected.

3. Prosecution case, in short, is that on 01.12.2024 at
9.30 AM, which informant was returning to his home in the
meantime, petitioner restrained the informant and abused him
calling the name of his caste. On protest, the petitioner assaulted



the informant by means of bamboo and fists. In the mean time, six unknown boys also reached there and assaulted the informant. It is alleged that petitioner kept pistol on the temple of the informant and threatened to kill him.

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. There is no specific allegation against the appellant. The appellant is in custody since 17.05.2025 and has seven criminal antecedents.

5. Learned Special P.P. for the State and the informant have vehemently opposed the prayer for grant of bail to the appellant.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the appellant, this Court is inclined to allow this appeal. Accordingly, the appeal is allowed and order dated 28.07.2025 passed by DASJ-I-cum-Special Judge, SC/ST, Katihar, in connection with Pranpur P.S. Case No. 192 of 2024 (G.R. No. 6424 of 2024), is hereby set aside.



7. Let the appellant be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Pranpur P.S. Case No. 192 of 2024 (G.R. No. 6424 of 2024), subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(III) If the petitioner is found involved in similar nature of offence in future, the Trial Court will have the liberty to cancel the bail bonds of the petitioner.

(IV) The petitioner will not leave the territorial jurisdiction of the Court below without its prior permission for the same.

(Rudra Prakash Mishra, J)

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