IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.4542 of 2025

CNR No. BRHC011144622025

Arising Out of PS. Case No.-131 Year-2025 Thana- MAKHDUMPUR District- Jehanabad

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Vinay Yadav S/o- Rajdeo Yadav Resident Of Village- Chatar, Ps- Makhdumpur, Dist- Jehanabad

... ... Appellant/s

Versus

1. The State of Bihar
2. Shri Manish Raj S/o- Indradeo Singh Resident Of Village- Mushi, Ps- Makhdumpur, Dist- Jehanabad

... ... Respondent/s

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Appearance :
For the Appellant/s : Mr. Arvind Prasad Singh, Adv.
For the Respondent/s : Mr. Chandra Bhushan Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

6 30-10-2026 1. Heard learned counsel for the appellant and learned APP for the State, Mr. Chandra Bhushan Prasad.

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 22.04.2025 in A.B.P. No. 503 of 2025 passed by the learned District and Additional Sessions Judge-I-cum-Special Judge S.C./S.T. (POA) Act, Jehanabad in connection with Makhdumpur P.S. Case No. 131 of 2025 registered for the offences punishable under Sections 191(2), 191(3), 190, 126(2), 115(2), 117(2), 109(1) and 303(2) of the BNS as well as

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Sections 3(1)(r)(s) and 3(2)(va) of the SC/ST Act.

3. Learned counsel appearing on behalf of the appellant submits that from perusal of the office report, it would manifest that the notice has been validly served on the informant, but then informant despite receiving notice chooses not to appear and contest. It is next submitted that appellant is a person with clean antecedent. It is further submitted that J.P. Yadav and Chunnu Yadav had approached this Court seeking anticipatory bail by filing Cr. Appeal (SJ) No. 4098 of 2025 and the same came to be allowed by an order dated 24.06.2026. It is next submitted that informant alleges that he along with Abhishek and Vijay were going to village Dhanki to attend a Tilak ceremony of the son of Ram Uday Singh, further, when they reached near Chatar crossing at 9:15 PM, accused persons in a drunken condition stopped their car, thereafter dragged all three outside the car and tried to snatched their chain, when Vikash and Ravi who were returning from Tilak ceremony reached the place of occurrence and tried to pacify the issue, when nine named accused persons came and started assaulting by *lathi*, further Rajrup assaulted the informant by *lathi* causing injury on hand and accused persons also assaulted Abhishek, Vikash and Dipak causing injury on head, further Vikash

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received injury on both hands and jaw while Dipak suffered injury on head and left hand and Ravi suffered injury on his shoulder while Rahul snatched chain of Dipak who had also reached at the place of occurrence while returning from Tilak ceremony.

4. Learned counsel for the appellant submits that the allegations against the appellant is general and omnibus in nature and the case of the appellant is on a better footing than J.P. Yadav and Chunnu Yadav who were granted the privilege of anticipatory bail after considering the case on merits and in details.

5. Learned APP for the State opposes the prayer for anticipatory bail of the appellant.

6. Considering the submissions made by the learned counsel for the appellant, the order dated 22.04.2025 **is hereby set aside** and the appellant above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with the aforesaid case, subject to the conditions as laid down under

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Section 482 (2) of the BNSS.

7. **Accordingly, the appeal stands allowed.**

(Satyavrat Verma, J)

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