

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.4532 of 2025

Arising Out of PS. Case No.-287 Year-2025 Thana- AMNAUR District- Saran

Chunnu Yadav son of Kashi Ray @ Kashinath Ray Village -Balua
Narayanpur PS -Taraya Dist -Saran

... .. Appellant/s

Versus

1. The State of Bihar
2. XXX Wife of Brijesh Kumar Ram Resident of Village- Bagahi Ps- Amnaur,
Dist- Saran at Chapra

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Rajeev Kumar, Advocate

For the Respondent/s : Mr. Sadanand Paswan, Spl.P.P.

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 19-01-2026 Office has reported that this appeal may perhaps be
filed in Criminal Jurisdiction.

2. Learned counsel for the petitioner has submitted that he is ready to convert the same into Criminal Miscellaneous. In this regard, reference has been made to the order of the learned co-ordinate Bench passed in Cr. Misc. No. 52792 of 2019 wherein the learned co-ordinate Bench has held that where an order granting or refusing bail to an accused being passed by the Special Court constituted under the POCSO Act in connection with a case involving offences under both Acts i.e. POCSO Act and SC/ST Act, the same will not be appealable under Section 14-A(2) of SC/ST Act. In such circumstances, the



application for bail in terms of Section 439 of the Cr.P.C./ 483 of B.N.S.S. would alone be maintainable before the Hon’ble High Court.

3. As Such, learned counsel for the appellant is directed to convert the Appeal into Criminal Miscellaneous.

(Ashok Kumar Pandey, J)

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