IN THE HIGH COURT OF JHARKHAND AT RANCHI
Criminal Appeal (S.J) No.531 of 2026

Subham Kumar @ Subham Singh, aged about 21 years, Son of Ranjit Singh, resident of Village Mogla, P.O. & P.S. Itkhori, District Chatra

…. …. Appellant(s)

-Versus-

1. The State of Jharkhand
2. XXX **…. …. Respondent(s)**

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Appellant : Mr. Sushant Kumar Sinha, Adv.
For the State : Mr. Shailesh Kr. Sinha, A.P.P
For the Respondent No.2 : Mrs. Jasvindar Mazumdar, Adv.

03/Dated: 02nd November, 2026

1. Heard the parties.

2. The present appeal has been filed under Section 14-A(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 2015 [in Short SC/ST (PoA) Act], for grant of anticipatory bail though the same bars under Section 18 of the SC/ST (PoA) Act.

The present appeal has been filed against the order dated 25.02.2026 passed by the learned District & Additional Sessions Judge-I, (SC/ST) Act, Chatra in A.B.P No.232 of 2026 in connection with Itkhori P.S. Case No.75 of 2025, for the offence under Sections 126(2), 115(2), 74, 352, 351(2)(3) & 3(5) of the BNS, 2023 and Section 3(1)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act. The case is presently pending in the court of learned District & Additional Sessions Judge-I, (SC/ST) Act, Chatra.

3. It has been submitted by the learned counsel for the appellant that the First Information Report was lodged against seven named accused person only, but during the investigation, the case has been enlarged and the appellant has also tried to rope in the matter. It is nothing but misuse of the protective provisions of the SC/ST Act. On that basis, prayer for anticipatory bail has been made.

4. Learned counsel for the State and learned counsel for the respondent No.2 have opposed the prayer for anticipatory bail of the appellant by *stating* that some of the witnesses have taken the name of this appellant.

5. Having heard the learned counsel for the parties and from perusal of the records, it appears that there are seven named accused person only as this appellant has not named in the said F.I.R.

6. In that view of the matter, I am inclined to grant the privilege of anticipatory bail to the appellant. Accordingly, the appellant, named above, is directed to surrender in the trial court within four weeks from the date of receipt/production of a copy of this order, and in the event of his arrest or surrender, he shall be enlarged on anticipatory bail, on his furnishing bail bond of Rs.10,000/- (*Rs. Ten Thousand*) with two sureties of the like amount each, to the satisfaction of learned District & Additional Sessions Judge-I, (SC/ST) Act, Chatra in connection with Itkhori P.S. Case No.75 of 2025, on the conditions as laid down under Section ***482 of the B.N.S.S., 2023***. Further, the appellant(s) will submit self-attested photocopy of his/her/their Aadhaar Card(s) and also submit his/her/their mobile number(s) before the learned trial court which he/she/they will always keep active and will not change it without prior permission of the court, till conclusion of the case.

7. In the result, the present criminal appeal stands allowed and accordingly disposed of.

(Rajesh Kumar, J.)

Dated: 02nd November, 2026
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