IN THE HIGH COURT OF JHARKHAND AT RANCHI
Criminal Appeal (S.J.) No.468 of 2025

Bablu Srivastav @ Abhilash, aged about 30 years, S/o Rakesh Kumar Srivastav, Resident of Awall Muhalla, Chatra, P.O.+P.S.- Chatra, District – Chatra, Jharkhand. **…. …. Appellant**

Versus

1. The State of Jharkhand

2. Gondiya Devi, aged about 28 years, wife of Ranjan Turi, Resident of Village – Sanghri, Turi Tola, P.O.+P.S.- Chatra, District – Chatra, Jharkhand. **…. …. Respondents**

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Appellant : Mr. Navin Kumar, Adv.
For the State : Mr. Shailendra Kr. Tiwari, A.P.P.
For the Respondent No.2 : Ms. Rajika Mahali, Amicus Curiae

06/Dated: 04th May, 2026

1. The present appeal has been filed under Section 14-A of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. Heard learned counsel for the appellant, learned counsel for the State and learned Amicus Curiae.

3. The appeal has been filed against the impugned order dated 01.05.2025 passed in A.B.P. No.540 of 2025 by the learned Additional Sessions Judge-I, Chatra in connection with Chatra S.T./S.C. P.S. Case No.03 of 2025, registered for the offence under Sections 115, 351 and 352 of the BNS, 2023 and under Sections 3(1)(r), 3(1)(s) of the SC/ST (PoA) Act. The case is presently pending in the court of the learned Additional Sessions Judge-I, Chatra.

4. The description of the land is as follows:-

> "situated at Anchal-Chatra, Village-Sanghari, Thana No.171, Khata No.44, Plot No.290 having an area of 8.50 acres"

5. It has been submitted by the learned counsel for the appellant that the above land is the *raiyati* land of the appellant and he had objected regarding

construction of the "*Agua Niwas*" and upon that this case has been lodged. On the above basis, the prayer for bail has been made.

6. On the other hand, learned counsel for the State as well as the Amicus Curiae has opposed the prayer for anticipatory bail and it has been submitted that the matter is still under investigation but the status of the land has not been clarified. Further, the learned amicus curiae has stated that the land claims by the appellant are different but she could not dispute the identity of the land i.e. plot number and khata number which is the same.

7. Considering the fact that there is land dispute between the parties, the appellant, above named, is directed to surrender in the court below within four weeks from the date of receipt/ production of the copy of this order and in the event of his arrest or surrender, he shall be enlarged on bail, on his furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each, to the satisfaction of learned Additional Sessions Judge-I, Chatra in connection with Chatra S.T./S.C. P.S. Case No.03 of 2025 on the conditions as laid down under **Section 482 B.N.S.S., 2023**. Further, the appellant will submit self-attested photocopy of his Aadhaar Card and also submit his mobile number before the learned court below which he will always keep active and will not change it during pendency of this case without prior permission of the court.

8. In the result, the instant appeal stands allowed and disposed of.

9. The assistance given by Ms. Rajika Mahali, learned amicus curiae, is highly appreciable.

10. Let this order be communicated to the learned Member Secretary, JHALSA, Ranchi, for the purpose of remuneration to be paid to the learned Amicus Curiae as permissible.

(Rajesh Kumar, J.)

Dated: 04th May, 2026
Amar/-
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