

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE- I-CUM- Spl. Judge**  
**S.C/S.T (P.O.A) Act, BANKA**  
**A.B.P. Case no. 769 of 2026**  
**CIS Reg. No.- 769/2026**

In the matter of

Priya Kumari @ Priya Keshri and others.....Accused/Petitioner,  
versus

State of Bihar.....Opposite Party

*F.I.R- Chandan P.S. case no.-104/2025*

*Offence u/s- 352 of B.N.S. and 3(i)(r)(s) of S.C./S.T. Act.*

*For Petitioners- Sri Himanshu Kumar Jha, Learned Advocate, Civil Court, Banka*

*For the state- Sri Shankar Nutan Lal, Learned Spl.P.P., Banka*

*Present- Kumar Amit Manu*

*A.S.J-I-cum-Spl. Judge*

*S.C/S.T. Act Banka*

**10.06.2026** This anticipatory bail petition has been filed under section 438 of Cr.P.C. on behalf of accused persons namely **Priya Kumari @ Priya Keshri and Nitu Devi**, who are apprehending their arrest in connection with Chandan police station case number 104/2025, registered under sections 352 of B.N.S. and 3(i)(r)(s) of S.C./S.T. Act.

According to FIR the prosecution case in short is that on 05.09.2025 at about 10:00 AM, Priya Kumari and Neetu Devi targeted the informant Dolly Hansda with highly indecent and specific casteist abuse and started fight with her. After this, they forced husband of the informant to close down the shop. After that they threatened that if we did not close it, we would have to face verbal abuse all day long. On 05.10.2025 they also abused the informant.

Heard learned counsel Sri Himanshu Kumar Jha appearing on behalf of the petitioners and learned Spl.P.P. Sri Shankar Nutan Lal appearing on behalf of the state.

The learned counsel for the petitioner has submitted that petitioners are innocent and have committed no offence. Allegations brought against these petitioners are false and concocted and they have been falsely been implicated in this case. It is further stated that both the parties have cosmetic shops in front of each other and only dispute between both due to customers. There is abnormal delay in lodging the FIR, as the alleged occurrence is said to be of 05.09.2025, but the FIR was lodged after one month on 05.10.2025. From the perusal of FIR and case diary it appears that the alleged offence u/s 3(i)(r)(s) of S.C/S.T are not applicable against these petitioners as there is nowhere mentioned of hurling specific casteist abuse and the allegation as per FIR is only of abusing. Petitioners have clean criminal antecedent and both the petitioners are mother and daughter. Petitioners are woman of means and there is no chance of their absconding. Hence anticipatory bail may be granted to the petitioners.

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**continue..**

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The learned Spl. P.P. has opposed the anticipatory bail petition and submitted that as per section 18 of SC/ST Act anticipatory bail is not maintainable and it should be rejected. Informant of this case also present in the court and opposed the anticipatory bail petition.

Heard and perused the record. The allegation against the accused petitioners is of using of casteist remarks in public view, which is well supported by witnesses recorded u/s 161 of Cr.P.C. Hence the material declare a prima facie case. Moreover, the chargesheet has been submitted u/s 352 of B.N.S. and 3(i)(r)(s) of S.C./S.T Act, against the accused petitioners and cognizance of the offence has been taken against them. So, considering the aforesaid facts and circumstances, nature of allegation and in view of the section 18 of S.C./S.T. Act, this anticipatory bail is hereby rejected as not maintainable.

Sd/-

(Kumar Amit Manu)

A.S.J.-I-cum-Spl.

Judge S.C./ S.T. (P.O.A) Act

Banka

Date- 10.06.2026

Memo No..... Dated.....

Office of .A.S.J-I, Banka

Copy Forwarded to the office of A.S.J-I, Banka,  
for kind information and needful.

**A.S.J.-I**  
**Banka**