

In the court of Mahesh Kumar, District & Additional Sessions Judge-1st,  
-cum- Special Judge, SC/ST Sheohar  
A.B.P. Case No. 30/2026  
Sheohar SC/ST P.S. Case No. 23/2026  
Ram Nagina Prasad & Anrs. Vs. State of Bihar

## ORDER

06.04.2026

The anticipatory bail petition dated 22.01.2026 has been filed on behalf of the petitioners namely **1. Ramnagina Prasad, 2. Ramswarth Prasad, 3. Chandrashekhar Prasad @ Munna Prasad and 4. Nandu Paswan**, in connection with Sheohar SC/ST P.S. Case No. 23/2025 registered for the offence u/s 126(2), 115(2), 74, 352, 3(5) of B.N.S and Section 3(1)(r)(s),3(2),(va) SC/ST Act and the same has been put today for the order.

The prosecution story in brief is that on 11.12.2025 at 09:30 PM the informant's sister Kajal Kumari returning after cutting grass then Chandrashekhar Prasad @ Munna Prasad / accused person came and try to harass and torn her clothes. Mina Devi and informant Vikash Kumar tried to save Kajal Kumari then all FIR named accused person assaulted them with iron rod and lathi and all accused persons were threatening the informant and his family member for dire consequences and they also abused the informant with caste name. Accordingly, the F.I.R. has been instituted. Hence the case u/s 126(2), 115(2), 74, 352, 3(5) of B.N.S and Section 3(1)(r)(s),3(2),(va) SC/ST Act.

The Learned counsel for the petitioners submitted that petitioners are innocent and they have committed no offence whatsoever as alleged. It is further submitted that the case as alleged is false, frivolous, baseless and concocted. The petitioners have no criminal antecedent. It is also submitted that the petitioners are respectable person of the locality and sound sureties are ready to stand their bailors. It is, therefore, prayed that the petitioners be allowed

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anticipatory bail.

The Ld. Additional Special P.P. opposed the anticipatory bail application and stated that a strong case under SC/ST Act is made out against the accused persons. According to Section 18 of the SC/ST Act the anticipatory bail application is not maintainable in this case and the case is of serious in nature. Therefore, the anticipatory bail application of the petitioners should be rejected.

Heard both the parties and perused the record.

After perusal of the F.I.R, it is clear that the case has been instituted u/s 126(2), 115(2), 74, 352, 3(5) of B.N.S and Section 3(1)(r) (s),3(2),(va) SC/ST Act. From perusal of the F.I.R., it appears that the accused petitioners are the F.I.R. named accused persons and a case under SC/ST Act is made out against them. The petitioners have no criminal antecedent. According to Section 18 of the SC/ST Act the anticipatory bail application is not maintainable in SC/ST Act case.

Thus, considering the aforesaid facts and circumstances of the case, I do not think it proper to enlarge the petitioners on anticipatory bail. Accordingly, the anticipatory bail petition dated 22.01.2026 filed on behalf of the petitioners namely **1. Ramnagina Prasad, 2. Ramswarth Prasad, 3. Chandrashekhar Prasad @ Munna Prasad and 4. Nandu Paswan** is hereby rejected.

(Dictated)

*Mahesh Kumar*

District & Additional Sessions Judge-1st,  
-cum- Special Judge SC/ST, Sheohar  
06.04.2026