

IN THE HIGH COURT OF JHARKHAND, RANCHI
A.B.A. No. 1414 of 2026

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- 1.** Subhojit Tantubai, aged about 12 years, represented through his father namely, Tapas Tadubai, son of Ankur Tantubai, aged about 34 years, resident of Village Barwa East, P.O.- Barwa East, P.S.- Govindpur, District- Dhanbad.
- 2.** Mohan Mondal & Prasanjit Mondal, aged about 12 years, represented thorough his father namely, Kajal Mondal @ Akash Mondal, son of Shyampad Mondal, aged about 66 years, resident of village- Barwa East, P.O.- Barwa East, P.S. -Govindpur, District- Dhanbad.
- 3.** Akash Hembram, aged about 12 years, represented thorough his father namely, Hemlal Hembram, son of Sonalal Hembram, aged about 44 years, resident of Village- Benagoria, P.O- Debiyana, P.S.- Nirsa, District- Dhanbad. **Petitioners**

-- Versus --

The State of Jharkhand

.... Opposite Party

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CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

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For the Petitioners	:-	Mr. R. S. Mazumdar, Sr. Advocate Mr. Nishant Kumar Roy, Advocate
For the State	:-	Mrs. Ruby Pandey, A.P.P.

02/08.04.2026 Heard learned counsel appearing for the petitioners as well as the learned counsel appearing for the State.

- 2.** The petitioners are apprehending their arrest in connection with Govindpur P.S. Case No.536 of 2025, for the alleged offences registered under Sections 103(1), 3(5) of the B.N.S., pending in the Court of learned Juvenile Justice Board, Dhanbad.
- 3.** Learned senior counsel for the petitioners submits that the petitioners are the student and aged about 12 years respectively. He next submits that in the school, the petitioners and other student have fought among themselves and subsequently one of the students has died. Learned senior counsel for the petitioners further submits that although the petitioners are juveniles however, the anticipatory bail is

maintainable as decided by the Co-ordinate Bench of this Court in ***A.B.A. No.5042 of 2019 (Birbal Munda and Others Vs. State of Jharkhand)***. He also submits that three Judges' Bench of ***Hon'ble High Court of Calcutta*** has decided this aspect of in the case of ***Suhana Khatun and Others Vs. State of West Bengal*** reported in ***2025 SCC OnLine Cal 8965*** as well as Hon'ble High Court of Allahabad in the case of ***Mohammad Zaid Vs. State of U.P. and Anr. and Analogous cases*** reported in ***2023 SCC OnLine All 230***.

4. Learned A.P.P. opposes the prayer for anticipatory bail and submits that pursuant to fight between the children, one student has died.

5. Considering that the petitioners are aged about 12 years. In the school, the petitioners and others have fought, subsequently one of student has died.

6. In the attending facts and circumstances, the petitioners are directed to surrender before the learned Court within two weeks and the learned Court shall release the petitioners on such terms and conditions or the sureties as the learned Court may deem fit and proper.

6. Accordingly, this anticipatory bail application is disposed of.

(Sanjay Kumar Dwivedi, J.)

Dated 08.04.2026
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