

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52222 of 2023

Arising Out of PS. Case No.-438 Year-2021 Thana- BELAGANJ District- Gaya

Vijay Kewat Son of Late Lekhraj Kewat Resident of Village- Amjhar Tola
Moti Bigha, P.S. - Belaganj, District - Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheikh Arkan Ahmad, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

7 12-02-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks regular bail in connection with
Belaganj P.S. Case No. 438 of 2021 registered for the offence
under Sections 341,323,307,504, 506/34 and 302 of IPC.

3. It is alleged that the petitioner and his brother assaulted
the father of the informant with Lathi danda. Later on the father
of the informant died after 15 days of occurrence.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. There is some land dispute between the petitioner
and the informant due to which there was free fight and case and
counter case has been lodged by both sides. He further submits



that petitioner is in custody since 28.10.2023. Similarly situated co-accused person, namely, Baldhurup Kewat has already been granted bail by a co-ordinate Bench of this Court vide order dated 27.05.2022 vide Cr. Misc. No. 30933 of 2022.

5. However, learned APP for the State vehemently opposed the prayer for regular bail.

6. Considering the aforesaid facts and circumstances and period of custody of the petitioner, the above named petitioner is directed to be released on bail *after framing of charge* on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate – IInd, Gaya in connection with Belaganj P.S. Case No. 438 of 2021.

(Ramesh Chand Malviya, J)

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