

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55647 of 2025

Arising Out of PS. Case No.-182 Year-2025 Thana- KHIJARSARAI District- Gaya

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Ajay Singh @ Ajay Kumar Son of Ramashray Singh, Resident of Village -
Pachrukhi, Police Station - Khizarsarai, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Smiti Bharti, Advocate

For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

3 18-11-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Khizarsarai P.S. Case No. 182 of 2025 dated 29.05.2025, registered for the offences punishable under Sections 191(2), 190, 126(2), 115(2), 117(2), 109, 303(2), 352, 351(2) and 351(3) of the BNS.

3. As per the prosecution case, petitioner and other accused persons who were armed with *lathi*, *danda*, iron-rod and *gadasa* came to the doors of the informant and hurled abuses. They also assaulted mother and father of the informant causing injuries to them.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and he has falsely



been implicated in the present case. No occurrence as alleged in the manner has taken place. The parties are agnates. There is case and counter case and wife of accused Navlesh Kumar has filed a case against the informant and others registered as Khizarsarai P.S. Case No. 194 of 2025 for the offences punishable under Sections 126(2), 115(2), 74, 109, 303(2), 352, 351(2),(3) and 365 of the BNS. The petitioner is alleged to have caused injury by *lathi* and only injury attributed to the petitioner is causing fracture of hand. There could be no application of Section 109 or 303(2) in the present case as there was no intention to cause death of any person. Ohter offences are bailable in nature. Learned counsel next submits that petitioner is having clean antecedent and chargesheet has been submitted. Learned counsel lastly submits that petitioner is in custody since 19.06.2025.

5. Learned A.P.P. appearing on behalf of the State opposes the submission made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the nature of injury attributed to the petitioner and further considering his clean antecedent, his period of custody and submission of charge-sheet, the petitioner, above-



named, is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya / concerned Court, in connection with **Khizarsarai P.S. Case No. 182 of 2025**, subject to the condition laid down under Section 480(3) of the B.N.S.S. and other following conditions:

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial Court.

(iii) In case of non-appearance of the petitioner on single date or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.

(Arun Kumar Jha, J)

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