

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72261 of 2025

Arising Out of PS. Case No.-2 Year-2025 Thana- AKHODHIGOLA District- Rohtas

Ajit Kumar, S/o Late Mahendra Singh, Resident of village- Jatan Bigha, P.S.-
Akiorhigola, District- Rohtas, State- Bihar

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s :	Mr. Ajit Kumar, Advocate Mr. Saurav Barial, Advocate
For the Opposite Party/s :	Md. Ataur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 06-02-2026 Heard learned counsel appearing on behalf of the

petitioner and learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with

Akodhigola P.S. Case No. 02 of 2025 registered for the offences

under Sections 191(2), 191(3), 190, 126(2), 115(2), 117(2),

109 and 103 of the Bharatiya Nyaya Sanhita.

3. The petitioner is named in the F.I.R. and is in custody

since 10.02.2025.

4. As per FIR, petitioner along with other co-accused

persons assaulted mother of informant by using *lathi* etc.,

subsequent to which the mother of informant died.

5. Learned counsel appearing on behalf of the petitioner

submitted that present occurrence took place due to dispute

arising out of drainage issues. It is pointed out that upon facial



perusal of FIR, it appears that fatal assault was caused by Ravi Kumar and Jaiprakash Kumar, whereas allegation *qua* physical assault is appearing very much general and omnibus against this petitioner. It is pointed out that co-accused Bittu Kumar and Vikash Kumar were granted bail by different Co-ordinate Benches of this Court through Cr. Misc. No. 27562 of 2025 dated 02.09.2025 & Cr. Misc. No. 29898 of 2025 dated 20.08.2025 respectively. It is submitted that petitioner with similar allegation, as a matter of judicial parity, also deserves bail. While concluding the argument it is submitted that the petitioner found involved in five more criminal cases of petty nature, where he is on bail and moreover, investigation of this case has already completed, and as such, there is no chance of tampering with the evidence.

6. Learned APP appearing on behalf of the State while opposing the prayer for bail submitted that petitioner actively participated during the occurrence.

7. In view of aforesaid factual submission and by taking note of fact as allegation *qua* physical assault is appearing very much general and omnibus against this petitioner, rather same is specific against Jaiprakash Kumar and Ravi Kumar, coupled with the fact as petitioner remains in custody since 10.02.2025, accordingly, above named petitioner is directed to be released on



bail in connection with Akodhigola P.S. Case No. 02 of 2025 on
furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with
two sureties of the like amount each to the satisfaction of learned
District and Additional Sessions Judge-II, Rohtas at
Sasaram/concerned court, subject to the conditions as mentioned
under Section 480(3) of the B.N.S.S.

(Chandra Shekhar Jha, J.)

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