

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80538 of 2025

Arising Out of PS. Case No.-100 Year-2025 Thana- CHAUTHAM District- Khagaria

Kapildeo Singh @ Kapildev Singh S/o Late Khiltu Singh @ Rasdhari Singh
R/o vill - Patel Nagar, P.S.- Choutham, Distt.- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Advocate

For the Opposite Party/s : Mr. Nagendra Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 11-02-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Chautham P.S. Case No. 100 of 2025 instituted for the offence
under Sections 319(2), 318(4), 338, 336(3) & 3(5) of the
Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in brief, is that the informant
claiming ownership of ancestral Khatiyani land at Mouza
Borney Patti, alleged that the accused persons fraudulently
created fresh Jamabandi in their names by tampering with
revenue records and illegally harvested crops for years. Despite
cancellation of Jamabandi by this Court and direction for
lodging of FIR against the accused persons, they have



threatened the informant and looted wheat crops, seeking to forcibly usurp the land.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 21.09.2025. Petitioner bears no criminal antecedent, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. There is land dispute between the parties and the matter is civil dispute between the parties. There is no specific allegation against the petitioner. It is mainly submitted that similarly situated co-accused has been granted anticipatory bail by a Co-ordinate Bench of this Court vide order dated 13.10.2025, passed in Cr. Misc. No. 58917 of 2025.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Chautham P.S. Case
No. 100 of 2025.

Raj Kishore/-

(Rudra Prakash Mishra, J)

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