

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35401 of 2015

Arising Out of PS.Case No. -28 Year- 2011 Thana -BHELDI District- SARAN

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Baban Ram S/o Sri Jangali Ram, R/v- Basantpur, P.S.- Bheldi, Distt.- Saran (Chapra), at present resident of village- Majhanpura, P.S.- Manjhi, Distt.- Saran (Chapra)

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Vijay Kumar Sinha, Advocate

For the Opposite Party : Mr. Pramod Kr. Pandey, APP

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

ORAL ORDER

2 26-08-2015 This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Baban Ram, in connection with Bheldi Police Station Case No. 28 of 2011, under Sections 341/323/302/34 of the Indian Penal Code and Section 27 of the Arms Act, 1959.

Perused the above application and materials on record.

Heard Mr. Vijay Kumar Sinha, learned Counsel for the petitioner, and Mr. Pramod Kumar Pandey, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named has been in custody since 14.04.2011 in connection with the case aforementioned and trial is yet to be concluded and

perusal of the materials available on record does not reveal such incriminating materials, which would warrant further detention of the accused-petitioner in custody, and in view also of the fact that the perusal of the materials does not reveal that the accused-petitioner's liberty on bail would adversely affect his trial, it is, in the interest of justice, hereby directed that the accused above-named shall be released on bail of Rs. 10,000/- with two sureties, each of the like amount, subject to the satisfaction of the learned 4th Additional Sessions Judge, Chapra, in connection with Bheldi Police Station Case No. 28 of 2011.

This direction for bail is further subject to the condition that the accused above-named shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence and shall appear, in the learned Court below, as may be directed.

In terms of the above observations and directions, this bail application shall stand disposed of.

(I.A. Ansari, ACJ)

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