

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45601 of 2015

Arising Out of PS.Case No. -121 Year- 2015 Thana -ASHTHWAN District- NALANDA
(BIHARSHARIFF)

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1. Sunil Kumar S/o Late Gurku Yadav @ Chhote Yadav, Resident of
Village Dedhghara, P.S. Rahui, District Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. R.B.Roy Raman(APP)

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

3 13-10-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Sunil Kumar, in connection with Asthawan Police Station Case No. 121 of 2015, under Sections 413/414/420 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Sudish Kumar, learned Counsel for the petitioner, and Mr. R.B. Roy Raman, 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 14.07.2015 in connection with the case aforementioned and though *charge sheet* has been submitted, the stolen article has already been recovered 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 Chief Judicial Magistrate, Nalanda, in connection with Asthawan Police Station Case No. 121 of 2015.

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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