

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46256 of 2015

Arising Out of PS.Case No. -164 Year- 2014 Thana -RAJIVNAGAR District- PATNA

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Rajiv Kumar Choudhary S/o Late Ganga Choudhary Resident of Dumari
Ghat, Balaitha Choudhary Tola, P.S. Beldaur, District - Khagaria

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Pankaj Kumar, Advocate

For the Opposite Party : Mrs. Sucheta Yadav, APP

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

ORAL ORDER

2 08-10-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Rajiv Kumar Choudhary, in connection with Rajiv Nagar Police Station Case No. 164 of 2014, under Sections 25(1-B)a/26/35 of the Arms Act.

Perused the above application and materials on record.

Heard Mr. Pankaj Kumar, learned Counsel for the petitioner, and Mrs. Sucheta Yadav, 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 28.09.2014 in connection with the case aforementioned and perusal of the materials available 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 Judicial Magistrate 1st Class, Patna, in connection with Rajiv Nagar Police Station Case No. 164 of 2014.

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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