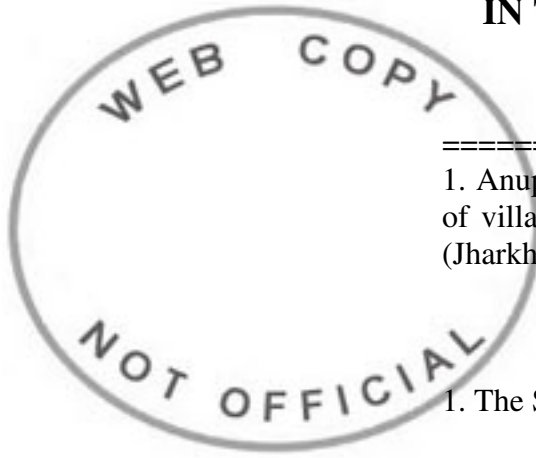




IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46971 of 2015

Arising Out of PS.Case No. -58 Year- 2015 Thana -SHERGHATI District- GAYA

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1. Anup Kumar Yadav @ Anup Yadav, Son of Khem Lal Yadav, resident of village - Salaiya Police Station - Vashisthnagar, Jori, District – Chatra (Jharkhand)

..... Petitioner/s

Versus

1. The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Adv.

For the Opposite Party/s : Mr. Madhuranand Jha(APP)

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 15-10-2015 This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Anuk Kumar Yadav @ Anup Yadav, in connection with Sherghati Police Station Case No. 58 of 2015, under Sections 364A/120B/34 of the Indian Penal Code and Section 17 of the C.L.A. Act.

Perused the above application and materials on record.

Heard Mr. Alok Kumar Alok, learned Counsel for the petitioner, and Mr. Madhuranand Jha, 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 26.07.2015 in connection with the case
aforementioned and though *charge sheet* has been submitted,
trial has not yet commenced and the alleged victim has already
been recovered 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 Sub-divisional Judicial Magistrate,
Sherghati, in connection with Sherghati (Dobhi) Police Station
Case No. 58 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)

K.C.jha/-

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