

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44977 of 2014

Arising Out of PS.Case No. -148 Year- 2013 Thana -GOPALPUR District- GOPALGANJ

=====

1. Banta Kharwar Son of Bikrama Kharwar @ Bikrama Pd. Resident of
Village - Kot Narahawa, Kurmi Tola, P.S. - Gopalpur, District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ghulam Rabbani

For the Opposite Party/s : Mr. S.Dayal(App)

=====

CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI
ORAL ORDER

3 03-03-2015 This is an application, made under Section 439 of
the Code of Criminal Procedure, seeking bail for the
accused-petitioner, namely, Banta Kharwar, in connection
with Gopalpur Police Station Case No. 148 of 2013, under
Sections 366A/363/376/34 of the Indian Penal Code.

Perused the above application and materials on
record. Also perused the relevant case diary.

Heard Mr. Ghulam Rabandi, learned Counsel for the
petitioner, and Mr. S. Dayal, 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 29.11.2013 in connection with the
case aforementioned and though *charge sheet* has been
submitted, trial has not yet commenced 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 Chief Judicial Magistrate, Gopalganj, in connection with Gopalpur Police Station Case No. 148 of 2013.

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, J.)

Prabhakar Anand/-

U	✓	T	✓
---	---	---	---