

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48056 of 2015

Arising Out of PS.Case No. -72 Year- 2014 Thana -BELSAND District- SITAMARHI

=====

1. Md Kabir Alam son of Ali Akbar R/o Village- Pandrahi, P.S.- Belsand,
District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha, Advocate

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

=====

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 10-11-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Md. Kabir, in connection with Belsand Police Station Case No. 72 of 2014, under Section 302 of the Indian Penal Code and Section 27 of the Arms Act, 1959.

Perused the above application and materials on record.

Heard Mr. Ashok Kumar Jha, learned Counsel for the petitioner, and Mr. Prem Kumar Jha, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named has been remanded in this case since 13.07.2015 in connection with the case aforementioned and similarly situated co-accused has been granted bail by a Bench of this Court by the order, dated 30.09.2015, passed in Cr. Misc. No.45489 of 2015, 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, Sitamarhi, in connection with Belsand Police Station Case No. 72 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.)

Mkr./-

U		T	
---	--	---	--