

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48810 of 2015

Arising Out of PS.Case No. -368 Year- 2014 Thana -AURANGABAD TOWN District-
AURANGABAD

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Murshid Khan @ Rinku Khan, Son of Muslim Khan, resident of village -
Islam Toli, P.S. - Town Aurangabad, District - Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shailesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Umeshanand Pandit (APP)

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 24-11-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Murshid Khan @ Rinku Khan, in connection with Aurangabad Town Police Station Case No.368 of 2014, under Section 395 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Shailesh Kumar Singh, learned Counsel, appearing for the petitioner, and Mr. Umeshanand Pandit, 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 11.05.2015 in connection with the case aforementioned, *charge sheet* has been submitted and similarly situated co-accused has been granted bail by a Bench of this

Court by the order, dated 01.09.2015, passed in Cr. Misc. No.40215 of 2015, coupled with the fact that 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 learned Chief Judicial Magistrate, Aurangabad, in connection with Aurangabad Town Police Station Case No.368 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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