

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50274 of 2015

Arising Out of PS.Case No. -133 Year- 2013 Thana -PATORI District- SAMASTIPUR

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Shivnarayan Roy @ Ram Narayan Roy, son of Ramdeow Roy, Resident of
Village- Chandpur, P.S.- Patory, District- Samastipur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Kumar Thakur, Advocate

Mr. Nilesh Kumar, Advocate

For the Opposite Party : Smt. Anusaiya Jaiswal, APP

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

ORAL ORDER

2 01-12-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Shivnarayan Roy @ Ram Narayan Roy, in connection with Patory Police Station Case No. 133 of 2013, under Section 304B/201/34 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Ajay Kumar Thakur, learned Counsel for the petitioner, and Smt. Anusaiya Jaiswal, 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 06.11.2014 in connection with the case aforementioned coupled with the fact that the informant and some other witnesses have been examined so far, but their evidence do not incriminate the petitioner 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 Additional Sessions Judge-III, Samastipur, in connection with Patory Police Station Case No. 133 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, ACJ)

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