

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45912 of 2014

Arising Out of PS.Case No. -595 Year- 2013 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

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Niranjan Mahto Son of Kuldeep Bhagat Resident of Village - Rain Vishunl,
P.S. - Runni Saidpur, District - Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Virendra Kumar, Advocate

For the Opposite Party : Mrs. Gulnar Begum, APP

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL ORDER

2 23-04-2015

This is an application, made under Section 438 of the Code of Criminal Procedure, seeking pre-arrest bail by the petitioner, namely, Niranjan Mahto, in connection with Complaint Case No. 595 of 2013 under Section 419/420/467/468/471 of the Indian Penal Code.

Perused the above application and materials on record including a copy of the order, dated 22.09.2014, passed, in A.B.P. No. 1564 of 2014, by the learned Sessions Judge, Sitamarhi, dismissing the said application for pre-arrest bail.

Heard Mr. Virendra Kumar, learned Counsel for the petitioner, and Mrs. Gulnar Begum, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that perusal of the materials on record does not reveal any such incriminating materials against the petitioner, which would warrant his custodial detention and

interrogation, this Court is of the view that the petitioner has been able to make out a case calling for appropriate direction for pre-arrest bail.

Considering, therefore, the matter in its entirety and in the interest of justice, it is hereby directed that the petitioner above-named shall, in the event of his arrest in connection with the case aforementioned, be released on bail of Rs. 10,000/-, with two sureties, each of the like amount, subject to the satisfaction of the Officer-in-Charge of concerned Police Station. This direction for bail is further subject to the condition that the petitioner above-named shall, within two weeks from today, appear before the Officer-in-Charge of concerned Police Station, and make himself available for interrogation by police at all reasonable time and 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.

This application for pre-arrest bail shall stand disposed of in terms of the above observations and directions.

(I. A. Ansari, J)

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