

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1087 of 2015

Arising Out of Chandradeep PS.Case No. -4 of 2014 Thana –
 CHANDRADEEP, District- JAMUI

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1. Aklu Khan @ Aklu Mian Son of Gonda Khan.
 2. Sonu Khan Son of Aklu Khan
 Both Residents of Village-Din Nagar, P.S.-Chandradip, District-Jamui.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Sinha

For the Opposite Party/s : Mr. Sadanand Paswan(Spl.PP)

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

5 16-07-2015 This is an application, made under Section 438 of the Code of Criminal Procedure, seeking pre-arrest bail by the petitioners, namely, Aklu Khan @ Aklu Mian and Sonu Khan, in connection with Chandradip Police Station Case No. 04 of 2014 under Section 341/323/504/506/354/34 of the Indian Penal Code.

Perused the above application, materials available in the case diary and materials on record including a copy of the order, dated 09.12.2014, passed, in A.B.P. No.262 of 2014, by the learned Sessions Judge, Jamui, dismissing the said application for pre-arrest bail.

Heard Mr. P.K.Sinha, learned counsel for the petitioners, and Mr. Sadanand, learned Special Public Prosecutor, appearing

on behalf of the State.

In view of the fact that perusal of record does not reveal any such incriminating materials against the petitioners, which would warrant their custodial detention and interrogation, this Court is of the view that the petitioners have 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 petitioners above-named shall, in the event of their arrest in connection with the case aforementioned, be released on bail of Rs. 10,000/-, with two sureties of the like amount, subject to the satisfaction of the Officer-in-Charge, Chandradeep Police Station, Jamui. This direction for bail is further subject to the condition that the petitioners above-named shall, within two weeks from today, appear before the Officer-in-Charge, Chandradeep Police Station, and make themselves 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 them 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.

Let a copy of this order be sent, forthwith, to the
Officer-in-Charge, Chandradeep Police Station, District Jamui.

Send also a copy of this order, forthwith, to the
Superintendent of Police, Jamui, by fax.

(I. A. Ansari, J)

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