

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45712 of 2014

Arising Out of PS.Case No. -79 Year- 2014 Thana -SHIVSAGAR District- SASARAM (ROHTAS)

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Sardar Kol Son of Late Nanhak Kol Resident of village- Mahua Pokhar,
Police Station- Sheosagar, District- Rohtas

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Prabhakar Jha, Advocate

For the Opposite Party : Mr. Akbar Ali, APP

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL ORDER

2 11-02-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Sardar Kol, in connection with Sheosagar Police Station Case No.79 of 2014, under Section 302/34 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Prabhakar Jha, learned counsel for the petitioner, and Mr. Akbar Ali, learned Addl. Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named has been in custody since 25.06.2014 in connection with the case aforementioned and though *charge sheet* has been submitted, trial has not yet commenced 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 Chief Judicial Magistrate, Rohtas at Sasaram. 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, J)

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