

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35516 of 2015

Arising Out of Supaul PS.Case No. -557 of 2014 Thana -
SUPAUL District- SUPAUL

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1. MD. ISRAPHIL @ BAUNA @ MD.ISRAPHAL Son of Md. Masraf,
resident of Balu Tola, Ward no. 18, Police Station, District Supaul.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arun

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

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 26-08-2015 This is an application, made under Section 439 of the

Code of Criminal Procedure, seeking bail for the accused-
petitioner, namely, Md. Israphil @ Bauna @ Md. Israphal, in
connection with Supaul Police Station Case No. 557 of 2014,
under Sections 302/201/120B of the Indian Penal Code and
Section 27 of the Arms Act, 1959.

Perused the above application and materials on
record.

Heard Mr. Arun, learned Counsel for the petitioner,
and Mr. A.L.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 04.06.2015 in connection with the case

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aforementioned and though *charge sheet* has been submitted, trial has not yet commenced and perusal of the materials available on record 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, Supaul, in connection with Supaul Police Station Case No. 557 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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