

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35755 of 2015

Arising Out of PS.Case No. -139 Year- 2014 Thana -SITAMARHI District- SITAMARHI

1. Md. Guddu, S/o Md. Ahmad, resident of Village Rajopatti Ward no.9
P.S. Sitamarhi, District- Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Kumar, Adv.

For the Opposite Party/s : Mr. Anil Kumar (App)

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 28-08-2015 This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Md. Guddu, in connection with Sitamarhi Police Station Case No. 139 of 2014, , under Sections- 366A/34 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Uday Kumar, learned Counsel for the petitioner, and Mr. Anil Kumar, learned Additional Public Prosecutor, appearing on behalf of the State.

It is submitted on behalf of the petitioner that the victim was having love affairs with Md. Patar and she has implicated the petitioner due to village politics.



In view of the fact that the accused above-named has been in custody since 30.05.2014 in connection with the case aforementioned and charge sheet has been submitted on 26.07.2015 vide Charge-sheet No.461/15, 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 available on record 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, Sitamarhi, in connection with Sitamarhi Police Station Case No. 139 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)

K.C.jha/-

U		T	
---	--	---	--