

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47145 of 2015

Arising Out of PS.Case No. -42 Year- 2015 Thana -KUDHNI District- MUZAFFARPUR

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Md. Imteyaj @ Imteyaz @ Mintu S/O- Abdul Gaffar, R/O Village- Tarsan,
P.S.- Kudhani, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghwanand, Advocate

For the Opposite Party/s : Mr. Bhanu Pratap Singh (APP)

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

ORAL ORDER

3 27-10-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Md. Imteyaj @ Imteyaz @ Mintu, in connection with Kudhani (Turki O.P.) Police Station Case No.42 of 2015 under Section 376 of the Indian Penal Code and Sections 4/6 of the POCSO Act.

Perused the above application and materials on record.

Heard Mr. Raghwanand, learned Counsel, appearing for the petitioner, and Mr. Bhanu Pratap Singh, learned Additional Public Prosecutor, appearing for the State.

In view of the fact that the accused above-named has been in custody since 15.02.2015 in connection with the case aforementioned and *charge sheet* has been submitted, 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 Special Judge, POCSO, Muzaffarpur, in connection with Kudhani (Turki O.P.) P.S. Police Station Case No.42 of 2015 bearing Trial No..21 of 2015.

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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