

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45431 of 2015

Arising Out of PS.Case No. -2 Year- 2008 Thana -AURANGABAD GRP CASE District-
AURANGABAD

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Indal Paswan Son of Kameshwar Paswan Resident of Village - Sukndhara,
P.S. - Japla, District - Palamu (Jharkhand).

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mrs. Leelawati Kumari, Advocate

For the Opposite Party : Mr. Parmeshwar Mehta, APP

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

ORAL ORDER

3 06-10-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Indal Paswan, in connection with Sone Nagar Rail Police Station Case No. 02 of 2008, under Section 395 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Smt. Leelawati Kumari, learned Counsel for the petitioner, and Mr. Parmeshwar Mehta, 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 15.07.2014 in connection with the case aforementioned, charge sheet has been submitted and perusal of the materials available does not reveal any incriminating material

except a confession allegedly made by a co-accused coupled with 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 Adhoc Additional Sessions Judge II, Aurangabad, in connection with Sone Nagar Rail Police Station Case No. 02 of 2008.

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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