

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.47317 of 2015**

Arising Out of PS.Case No. -78 Year- 2014 Thana -KOCH District- GAYA

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1. Amaresh Paswan son of Sri Shivbahal @ Sheolakhan Paswan, Resident  
of village- Hasanpur, P.S.- Arwal, District- Arwal (Bihar)

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Manish Kumar No-2, Advocate.

For the Opposite Party/s : Mr. Gulnar Begum(APP)

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**CORAM: HONOURABLE THE ACTING CHIEF JUSTICE**  
**ORAL ORDER**

2      16-10-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Amaresh Paswan, in connection with Konch Police Station Case No. 78 of 2014, under Section 392 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Manish Kumar No.2, learned Counsel for the petitioner, and Gulnar Begum, 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 10.04.2015 in connection with the case aforementioned and though *charge sheet* has been submitted, trial has not yet commenced and similarly situated co-accused has been granted bail by a Bench of this Court by order, dated 13.03.2015, passed in Cr. Misc. Nos. 10562 2015, 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 Miss. Akanksha Kashyap, Judicial Magistrate, 1<sup>st</sup> Class Gaya, in connection with Konch Police Station Case No. 78 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.)**

Mkr./-

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