

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51303 of 2015

Arising Out of PS.Case No. -189 Year- 2015 Thana -DINARA District- SASARAM (ROHTAS)

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1. Dhanji Chaudhary, son of Sri Rajendra Chaudhary, resident of village-Bagadh, Police Station- Dinara, District- Rohtas at Sasaram.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramchandra Singh, Adv.

For the Opposite Party/s : Mrs. Indu Kumari Srivastav(App)

For O.P. No.2 Mr. Dharmendra Kumar Singh, Adv.

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 03-12-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Dhanji Chaudhary, in connection with Dinara Police Station Case No. 189 of 2015, under Sections 498A/376/366/34 of the Indian Penal Code and 3/4 of D.P. Act.

Perused the above application and materials on record.

Heard Mr. Ramchandra Singh, learned Counsel for the petitioner, and Mrs. Indu Kumari Srivastav, learned Additional Public Prosecutor, appearing on behalf of the State. Heard also Mr. Dharmendra Kumar Singh, learned Counsel, appearing on behalf of O.P. No.2.

In view of the fact that the accused above-named has been in custody since 28.5.2015 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 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 Sub-Divisional Judicial Magistrate, Bikramganj, in connection with Dinara Police Station Case No. 189 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)

K.C.jha/-

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