

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35512 of 2015

Arising Out of PS.Case No. -89 Year- 2013 Thana -BARIYARPUR District- MUNGER

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Shrawan Das Son of Chandar Das resident of Village- Mai Dariapur, P.s
Muffasil District Munger.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kamal Kishore Jha, Advocate

For the Opposite Party/s : Mr. Ajay Kr. Jha (APP)

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL ORDER

3 28-08-2015 This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Shrawan Das, in connection with Sessions Trial No.896 of 2013, arising out of Bariyarpur P.S. Case No.89 of 2013, under Sections 364A of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Kamal Kishore Jha, learned Counsel for the petitioner, and Mr. Ajay Kumar Jha, 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 24.08.2013 in connection with the case aforementioned, and neither the informant, nor the alleged victim has named the accused-petitioner in the alleged occurrence of abduction, and trial is yet to be concluded 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 Additional Sessions Judge, 1st, Munger, in connection with Sessions Trial No.896 of 2013, arising out Bariyarpur P.S. Case No.89 of 2013.

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, J)

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