

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45443 of 2015

Arising Out of PS.Case No. -191 Year- 2015 Thana -NAUTAN District-
WESTCHAMPARAN(BETTIAH)

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Sk. Isteyaque Son of Hasmullah resident of Village - Teluha Shekh Toli,
P.S. Nautan, District - West Champaran.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Bimlesh Kumar Pandey, Advocate

For the Opposite Party : Mr. Ram Anurag Singh, APP

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

ORAL ORDER

2 05-10-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Sk. Isteyaque, in connection with Nautan Police Station Case No. 191 of 2015, under Sections 464/468471/272/273/307/34 of the Indian Penal Code and Section 47A of the Excise Act.

Perused the above application and materials on record.

Heard Mr. Bimlesh Kumar Pandey, learned Counsel for the petitioner, and Mr. Ram Anurag Singh, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named has been in custody in this case since 10.07.2015 in connection with the case aforementioned and similarly situated co-accused has been granted bail by a Bench of this

Court by the order, dated 01.10.2015, passed in Cr. Misc. No.45956 of 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 the learned Judicial Magistrate 1st Class, Bettiah, West Champaran, in connection with Nautan Police Station Case No. 191 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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