

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45456 of 2015

Arising Out of PS.Case No. -412 Year- 2015 Thana -BAHERA District- DARBHANGA

1. Santosh Kumar @ Santosh Yadav son of Sri Bhola Yadav resident of village - Dakhram, Police Station - Bahera, District - Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha, Advocate.

For the Opposite Party/s : Dr. M.K. Gautam(APP)

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

3 12-10-2015 Pursuant to the order, dated 05.10.2015,

Superintendent of Police, Darbhanga, and Officer-in-Charge,
Bahera Police Station, Darbhanga, are present along with the
injury report.

This is an application, made under Section 439 of the
Code of Criminal Procedure, seeking bail for the accused-
petitioner, namely, Santosh Kumar @ Santosh Yadav, in
connection with Bahera Police Station Case No. 412 of 2015,
under Section 341/342/323/324/307/504/506/379/34 of the Indian
Penal Code.

Perused the above application and materials on
record.

Heard Mr. Girish Chandra Jha, learned Counsel for

the petitioner, and Mr. M.K. Gautam, 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 06.08.2015 in connection with the case aforementioned and though *charge sheet* has been submitted, trial has not yet commenced and perusal of the materials available on record 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 Chief Judicial Magistrate, Benipur, in connection with Bahera Police Station Case No. 412 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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