

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47301 of 2015

Arising Out of PS.Case No. -16 Year- 2015 Thana -TATARPUR District- BHAGALPUR

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1. Laali Kumar Singh Son of Om Prakash Singh, Resident of Village-
Ramsar, P.S Tatarpur District Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajiv Ranjan Singh, Advocate.

For the Opposite Party/s : Dr. Indihar Kumari (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, Laali Kumar Singh, in connection with Tatarpur Police Station Case No. 16 of 2015, under Sections 399/401/402 of the Indian Penal Code and Section 25(1-B)a/26/35 of the Arms Act, 1959.

Perused the above application and materials on record.

Heard Mr. Rajiv Ranjan Singh, learned Counsel for the petitioner, and Dr. Indihar Kumari, 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 20.04.2015 in connection with the case aforementioned and though *charge sheet* has been submitted, trial has not yet commenced, and similarly situated co-accused have been granted bail by a Bench of this Court by orders, dated 10.08.2015 and

27.08.2015 respectively, passed in Cr. Misc. Nos. 29728 and 39360 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 Chief Judicial Magistrate, Bhagalpur, in connection with Tatarpur Police Station Case No. 16 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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