

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47817 of 2015

Arising Out of PS.Case No. -33 Year- 2015 Thana -DHAKA District-
EASTCHAMPARAN(MOTIHARI)

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1. Randhir Pratap Singh @ Kunal Singh, son of Rameshwar Singh @
Rameshwar Narayan Singh, Resident of Village Tharbitiya P.S Pakridayal
District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uma Kant Shukla, Adv.
Mr. Shakti Suman Kumar, Adv.
For the Opposite Party/s : Mr. Amrendra Pd.(APP)

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 04-11-2015 This is an application, made under Section 439 of

the Code of Criminal Procedure, seeking bail for the accused-
petitioner, namely, Randhir Pratap Singh @ Kunal Singh, in
connection with Dhaka Police Station Case No. 33 of 2015,
under Sections 376/34 of the Indian Penal Code and Sections 4/6
of POCSO Act.

Perused the above application and materials on
record.

Heard Mr. Uma Kant Shukla, learned Counsel for
the petitioner, and Mr. Amrendra Prasad, 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 12.8.2015 in connection with the case
aforementioned and though *charge sheet* has been submitted, the
materials on record indicate that accused Bullet Singh, who has
not applied for bail, was the one who had entered into the house
in question where the rape had allegedly been committed, 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
1st Additional Sessions Judge, Motihari, in connection with
Dhaka Police Station Case No. 33 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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