

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47337 of 2015

Arising Out of PS.Case No. -96 Year- 2015 Thana -MAKHDUMPUR District- JEHANABAD

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1. Nagendra Kumar @ Kail Yadav @ Kali Yadav S/o Late Bachu Yadav
R/o Village- Birra, P.S.- Makhdumpur, District- Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Kumar Sinha, Advocate.

For the Opposite Party/s : Mr. Dilip Kumar(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, Nagendra Kumar @ Kail Yadav @ Kali Yadav, in connection with Makhdumpur Police Station Case No. 96 of 2015, under Sections 406/420 of the Indian Penal Code and Section 4/5 of the Price Chit and Money Circulation Scheme (Banning) Act, 1978.

Perused the above application and materials on record.

Heard Mr. Dharendra Kumar Sinha, learned Counsel for the petitioner, and Mr. Dilip Kumar, 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 11.05.2015 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 Mr. Krishna Gopal, Judicial Magistrate, 1st Class, Jehanabad, in connection with Makhdumpur Police Station Case No. 96 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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