

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43570 of 2014

Arising Out of PS.Case No. -137 Year- 2014 Thana -AGAMKUAN District- PATNA

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Amit Kumar @ Golu Son of Raj Kumar Sah Resident of Mohalla-Ashok
Nagar, P.S.-Kankarbagh, District-Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Surendra Kishore Thakur, Advocate

For the Opposite Party : Mr. G.S. Gupta, APP

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI

ORAL ORDER

2 07-05-2015

This is an application, made under Section 438 of the Code of Criminal Procedure, seeking pre-arrest bail by the petitioner, namely, Amit Kumar @ Golu, in connection with Agamkuan Police Station Case No. 137 of 2014 under Sections 147/148/149/323/307/379/353/341 of the Indian Penal Code.

Perused the above application and materials on record including a copy of the order, dated 10.07.2014, passed, in A.B.P. No. 20116 of 2014, by the learned Sessions Judge, Patna, dismissing the said application for pre-arrest bail.

Heard Mr. S. K. Thakur, learned Counsel for the petitioner, and Mr. G. S. Gupta, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that perusal of the materials on record does not reveal any such incriminating materials against

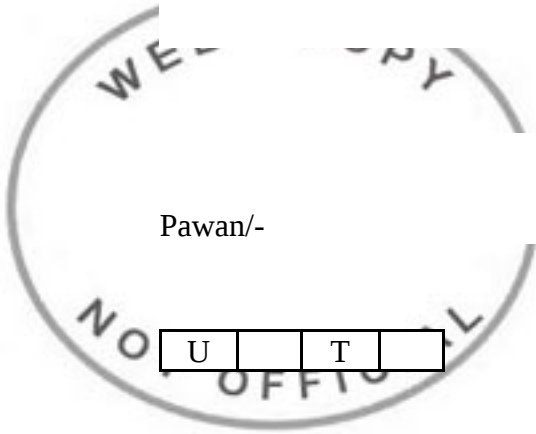
the petitioner, which would warrant his custodial detention and interrogation, this Court is of the view that the petitioner has been able to make out a case calling for appropriate direction for pre-arrest bail.

Considering, therefore, the matter in its entirety and in the interest of justice, it is hereby directed that the petitioner above-named shall, in the event of his arrest in connection with the case aforementioned, be released on bail of Rs. 10,000/-, with two sureties, each of the like amount, subject to the satisfaction of the Officer-in-Charge, Agamkuan Police Station, Patna. This direction for bail is further subject to the condition that the petitioner above-named shall, within two weeks from today, appear before the Officer-in-Charge, Agamkuan Police Station, Patna, and make himself available for interrogation by police at all reasonable time and 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 them from disclosing such facts to the Court or to any police officer.

This application for pre-arrest bail shall stand disposed of in terms of the above observations and directions.

Let a copy of this order be sent, forthwith, to the Officer-in-Charge, Agamkuan Police Station, Patna.

Send also a copy of this order, forthwith, to the
Senior Superintendent of Police, Patna, by fax.



(I. A. Ansari, J)