

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31423 of 2013

Arising Out of PS.Case No. -17 Year- 2013 Thana -MAHILA P.S. District- PURNIA

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1. Ashok Kumar Jha Son Of Late Nitya Nand Jha Resident Of Village -
Shivdham Madhubani, Police Station - Khajanchi Hat, District - Purnia

.... Petitioner/s

Versus

1. The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Prasad Ambastha, Advocate.

For the Opposite Party/s : Mr. Dinesh Singh(APP)

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI
ORAL ORDER

10 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, Ashok Kumar Jha, in connection with Purnea Mahila Police Station Case No. 17 of 2013 under Sections 498A/341/323/34 of the Indian Penal Code.

Perused the above application and materials on record including a copy of the order, dated 26.06.2014, passed, in A.B.P. No. 451 of 2013, by the learned Sessions Judge, Purnea, dismissing the said application for pre-arrest bail.

Heard Mr. N. K. Agarwal, learned Counsel for the petitioners, and Mr. Dinesh Singh, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that perusal of the 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, Mahila Police Station, Purnea. 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, Mahila Police Station, Purnea, 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 his/her 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, Mahila Police Station, Purnea.

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

(I. A. Ansari, J.)

Mkr./-

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