

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36046 of 2016

Arising Out of PS.Case No. -33 Year- 2016 Thana -SAHARSA District- SAHARSA

- =====
1. Manoj Ram son of Lakhindar Ram,
 2. Binod Ram son of Lakhindar Ram,
- Both resident of Village-Simraha, Ward No. 35, P.S.- Saharsa, District- Saharsa

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra, Advocate
Mr. Vijay Kumar Mukul, Advocate
For the Opposite Party/s : Mr. Yogendra Kr. Singh(APP)

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 08-09-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioners, namely, Manoj Ram and Binod Ram, in connection with Saharsa Police Station Case No. 33 of 2016, under Sections 341/323/324/302/34 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Pramod Mishra, learned Counsel for the petitioners, and Mr. Yogendra Kumar Singh, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above named have been in custody since 26.02.2016 in connection with the case



aforementioned and though *charge sheet* has been submitted, and perusal of the materials available does not reveal such incriminating materials, which would warrant further detention of the accused-petitioners in custody, and in view also of the fact that the perusal of the materials does not reveal that the accused-petitioners' liberty on bail would adversely affect their 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, each of the like amount, subject to the satisfaction of the learned Chief Judicial Magistrate, Saharsa, in connection with Saharsa Police Station Case No. 33 of 2016.

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,CJ)

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