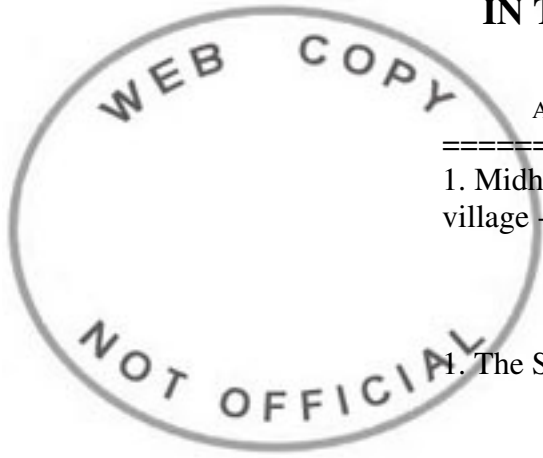




IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36063 of 2016

Arising Out of PS.Case No. -81 Year- 2015 Thana -SIKANDARA District- JAMUI

=====

1. Midhai Paswan @ Mithu Paswan, Son of Guleshwaf Paswan Resident of
village - Laxmipur, P.S. Chandradeep, District - Jamui

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Prakash Mahto, Adv.

For the Opposite Party/s : Mr. Sakir Ahmad, APP.

=====

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-
petitioner, namely, Midhai Paswan @ Mithu Paswan, in
connection with Sikandra Police Station Case No. 81 of 2015,
under Sections 364(A)/34 of the Indian Penal Code.

Perused the above application and materials on
record.

Heard Mr. Prakash Mahto, learned Counsel for the
petitioner, and Mr. Sakir Ahmad, 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 10.06.2016 in connection with the case



aforementioned and though *charge sheet* has been submitted, trial has not yet commenced, similarly situated co-accused has been granted bail by a Bench of this Court by the order, dated 17.12.2015, passed in Cr. Misc. No.43980 of 2015 and its analogous case 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 Judicial Magistrate, 1st Class, Jamui, in connection with Sikandra Police Station Case No. 81 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, CJ)

K.C.jha/-

U		T	
---	--	---	--