

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.45420 of 2016

Arising Out of PS.Case No. -219 Year- 2014 Thana -BELDAUR District- KHAGARIA

1. Md. Imran Son of Alisumuddin resident of village - Pastpar, Tola
Lahuna, P.S. Patarghat, District - Saharsa

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Sumiran Rai

For the Opposite Party/s : Mr. Harendra Prasad

CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

2 19-10-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Md. Imran, in connection with Beldaur Police Station Case No. 219 of 2014, under Section 392 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Ram Sumiran Rai, learned Counsel for the petitioner, and Mr. Harendra Prasaad, learned Additional Public Prosecutor, appearing on behalf of the State.

Mr. Ram Sumiran Rai, learned Counsel, appearing on behalf of the petitioner, has submitted that the co-accused, Sanjeet Thakur, in whose confessional statement before the police, the name of the present

petitioner transpired, has already been granted bail by order, dated 15.12.2015, passed in Criminal Misc. No. 48887 of 2015.

In view of the above submission and the fact that the accused above-named has been in custody since 18.09.2016 in connection with the case aforementioned and though *charge sheet* has been submitted 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 Shri P. C. Verma, Judicial Magistrate, 1st Class, Khagaria, in connection with Beldaur Police Station Case No. 219 of 2014.

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.)

Prabhakar Anand/-

U	✓	T	✓
---	---	---	---