

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44015 of 2016

Arising Out of PS.Case No. -47 Year- 2016 Thana -INDUSTRIAL District- BHAGALPUR

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Firoj Shekh, Son of Nazrul Islam, Resident of Village, Pirpara, Police
Station Kaliya Chowk, District- Maldah (W.B.).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Sen Prasad Singh, Adv.

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP.

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 04-10-2016

This is an application, made under Section 439 of
the Code of Criminal Procedure, seeking bail for the accused-
petitioner, namely, Firoj Shekh, in connection with Industrial
Area P.S. Case No.047 of 2016, under Sections 47 of Bihar
Excise (Amendment) Act, 2016.

Perused the above application and materials on
record.

Heard Mr. Chandra Sen Prasad Singh, learned
Counsel for the petitioner, and Mr. Mritunjay Kumar Nirala,
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 17.07.2016 in connection with the case
aforementioned 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 Additional Chief Judicial Magistrate-IX, Bhagalpur, in connection with Industrial Area P.S. Case No.047 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)

K.C.jha/-

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