

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44047 of 2016

Arising Out of PS.Case No. -312 Year- 2016 Thana -MOHANIA District- BHABHUA (KAIMUR)

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1. Guddu Kumar, Son of Ram Lochan Chaudhary Resident of Village-
Mundeshwari Gali on East Ward No. 16, Mohania, P.S. Mohaniya,
District Kaimur (Bhabhua), Bihar

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Jha, Adv.

For the Opposite Party/s : Mr. Shyam Kumar Singh, 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, Guddu Kumar, in connection with Mohania
P.S. Case No.312 of 2016, under Sections 25(1-b)1/26 of the
Arms Act,1959 and 4/5 of Explosive Substances Act.

Perused the above application and materials on
record.

Heard Mr. Alok Kumar Jha, learned Counsel for the
petitioner, and Mr. Shyam Kumar Singh, 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 20.06.2016 in connection with the case
aforementioned and though *charge sheet* has been submitted,
trial has not yet commenced 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 Chief Judicial Magistrate, Kaimur at Bhabhua in connection with Mohania P.S. Case No.312 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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