

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.45113 of 2016

Arising Out of PS.Case No. -137 Year- 2016 Thana -JOKIHAT District- ARRARIA

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1. Faisal, son of Mumtaz
2. Jahangir, son of Sayak
Both resident of village Matiyari, Police Station Jokihat, District Araria
..... Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramesh Kumar Singh
For the Opposite Party/s : Smt. Suman Kumari Singh

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 18-10-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioners, namely, Faisal and Jahangir, in connection with Jokihat Police Station Case No. 137 of 2016, under Sections 452/461/379/307/34 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Ramesh Kumar Singh, learned Counsel for the petitioners, and Ms. Suman Kumari 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 20.05.2016 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-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/- each with two sureties, each of the like amount, subject to the satisfaction of the learned Sub Divisional Judicial Magistrate, Araria, in connection with Jokihat Police Station Case No. 137 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.)

Prabhakar Anand/-

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