

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44605 of 2016

Arising Out of PS.Case No. -52 Year- 2016 Thana -BHANGWANPUR HAT District- SIWAN

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1. Kashinath Prasad Son of Late Ram Janam Prasad, Resident of Village-
Barkagaon, P.S.-Bhagwanpur Hat, District-Siwan

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Pandey, APP

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CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

2 06-10-2016

This is an application, made under Section 439 of the

Code of Criminal Procedure, seeking bail for the accused-
petitioner, namely, Kashinath Prasad, in connection with
Bhagwanpur Hat Police Station Case No. 52 of 2016, G.R.
No.1001 of 2016, under Sections 323/363/366/354/376/511/34 of
the Indian Penal Code.

Perused the above application and materials on
record.

Heard Mr. Ashok Kumar, learned Counsel for the
petitioner, and Mr. Sanjay Kumar Pandey, learned Additional
Public Prosecutor, appearing on behalf of the State.

In view of the fact that petitioner is father of the
accused, who is alleged to have committed rape, and has been in
custody since 13.07.2016 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 Chief Judicial Magistrate, Siwan, in connection with Bhawganpur Hat Police Station Case No. 52 of 2016, G.R. No.1001 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)

Mkr./-

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