

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44107 of 2016

Arising Out of PS.Case No. -92 Year- 2016 Thana -CIVIL LINE District- GAYA

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1. Mithlesh Kumar @ Teju Yadav Son of Ram Swarup Yadav Resident of
Village-Belhadia P.S. Tekari District Gaya

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sheikh Arkan Ahmad, Adv.

For the Opposite Party/s : Smt. Anita Kumari, APP.

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 05-10-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Mithlesh Kumar @ Teju Yadav, in connection with Civil Line P.S. Case No.92 of 2016, under Sections 395 and 412 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Sheikh Arkan Ahmad, learned Counsel for the petitioner, and Smt. Anita Kumari, learned Additional Public Prosecutor, appearing on behalf of the State.

It is submitted, on behalf of the petitioner, that the petitioner is not named in the First Information Report nor has

any recovery been made from his conscious possession.

In view of the fact that the accused above-named has been in custody since 19.03.2016 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, Gaya, in connection with Civil Line P.S. Case No.92 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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