

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44517 of 2016

Arising Out of PS.Case No. -68 Year- 2016 Thana -NAUHATTA District- SAHARSA

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Md. Salman @ Sulaman @ Sulaman @ Bauka son of late Sekh Bikhan
resident of village Nauhatta P.S. Nauhatta Dist. Saharsa.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Sri Dinesh Singh, 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, Md. Salman @ Sulaman @ Sulaman @
Bauka, in connection with Nauhatta Police Station Case No. 68
of 2016, under Sections 341,323,379,427,386/34 of the Indian
Penal Code and 53 of Bihar Excise (Amendment) Act, 2016.

Perused the above application and materials on
record.

Heard Mr. Pawan Kumar, learned Counsel for the
petitioner, and Mr. Dinesh 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 01.05.2016 in connection with the case
aforementioned and though *charge sheet* has been submitted,
trial has not yet commenced, similarly situated co-accused has
been granted bail by a Bench of this Court by the order, dated

24.08.2016, passed in Cr. Misc. No. 33942 of 2016, 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, Saharsa, in connection with Nauhatta P.S. Case No. 68 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)

Prakash/-

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