

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45331 of 2016

Arising Out of PS.Case No. -366 Year- 2016 Thana -SUPAUL District- SUPAUL

- =====
1. Birendra Kumar Yadav @ Birendra Kumar, son of Shiv Narayan Yadav, resident of village Laxminiya, P.O. Ladaniya, Police Station Ladaniya, District Madhubani
 2. Om Prakash Kamat, son of Sri Ghuran Kamat, resident of village Chhapki, P.O. Ladaniya, Police Station Ladaniya, District Madhubani
- Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. Matloob Rab

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

2 19-10-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioners, namely, Birendra Kumar Yadav @ Birendra Kumar and Om Prakash Kamat, in connection with Supaul Police Station Case No. 366 of 2016, under Sections 406/419/420/120B of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Surendra Kishore Thakur, learned Counsel for the petitioners, and Mr. Matloob Rab, 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 24.07.2016 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/- with two sureties, each of the like amount, subject to the satisfaction of the learned Chief Judicial Magistrate, Supaul, in connection with Supaul Police Station Case No. 366 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/-

U	✓	T	✓
---	---	---	---