

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45190 of 2016

Arising Out of PS.Case No. -370 Year- 2016 Thana -ARA NAWADA District- BHOJPUR

- =====
1. Nehal Kumar, son of Late Dharam Yadav
 2. Mantu Kumar @ Saras Yadav S/o Late Manohar Yadav Both are residents of Village- Naya Tola, Jurabganj, P.S.- Kordha, District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uma Shankar Prasad Singh, Advocate

For the Opposite Party/s : Mr. Ram Priya Saran Singh, APP

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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, Nehal Kumar and Mantu Kumar, in connection with Ara Nawada Police Station Case No. 370 of 2016, under Sections 356/379 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Uma Shankar Prasad Singh, learned Counsel for the petitioners, and Mr. Ram Priya Saran, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named have been in custody since 27.06.2016 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-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 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, each of the like amount, subject to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur at Ara, in connection with Ara Nawada Police Station Case No. 370 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)

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