

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9116 of 2016

Arising Out of PS.Case No. -159 Year- 2015 Thana -PATORI District- SAMASTIPUR

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1. Shankar Rai Son of Ram Babu Rai
 2. Bindi Rai Son of Late Brahmdeo Rai
 3. Bindeshwar Rai Son of Late Brahmdeo Rai
 4. Nitesh Kumar @ Nitish Kumar Son of Bhola Rai
 5. Manjay Kumar Son of Bhola Rai
 6. Ajay Rai Son of Bindeshwar Rai
 7. Sanjay Rai Son of Bindeshwar Rai All residents of Village- Baghra, P.S. Patory (Mohanpur), District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghunath Singh, Adv.

For the Opposite Party/s : Mr. Dr. Ajit Kumar (APP)

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE
ORAL ORDER

2 16-03-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioners, namely, Shankar Rai, Bindi Rai, Bindeshwar Rai, Nitesh Kumar @ Nitish Kumar, Manjay Kumar, Ajay Rai and Sanjay Rai, in connection with Patori (Mohanpur) Police Station Case No. 159 of 2015, under Sections 147, 148, 149, 341, 342, 323, 307, 325, 120B and 302 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Raghunath Singh, learned Counsel, appearing on behalf of the petitioners, and Dr. Ajit Kumar,

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 12.08.2015 and *charge sheet* has already been submitted 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 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, each of the like amount, subject to the satisfaction of learned Chief Judicial Magistrate, Samastipur, in connection with Patori (Mohanpur) Police Station Case No. 159 of 2015.

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, ACJ)

K.C.jha/-

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