

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36057 of 2016

Arising Out of PS.Case No. -144 Year- 2016 Thana -BELHAR District- BANKA

- =====
1. Avinash Singh @ Abhinash Singh
 2. Bibhash Singh
 3. Bipin Singh All S/O- Sikandra Singh Resident of village- Bahorna P.S.- Belhar (Khesar) Dist- Banka

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Adv.
Mr. Chandra Mohan Jha, Adv.
For the Opposite Party/s : Smt. Sharda Kumari, Adv.
For the Informant : Mr. Nirbhay Kumar Singh, Adv.

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 08-09-2016 These are the applications, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioners, namely, Avinash Singh @ Abhinash Singh, Bibhash Singh and Bipin Singh, in connection with Belhar (Khesar) Police Station Case No. 144 of 2016, under Sections 147, 148, 149, 341, 324, 323, 307, 379, 504, 506 and 302 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Yogesh Chandra Verma, learned Senior Counsel for the petitioners, and Mrs. Sharda Kumari, learned

Additional Public Prosecutor, appearing on behalf of the State.

Heard also Mr. Nirbhay Kumar Singh, learned Counsel, appearing on behalf of the informant.

In view of the fact that the accused above-named have been in custody since 28.04.2016 (petitioner No.1) and 13.05.2016 (petitioner Nos.2 and 3) 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 Additional Chief Judicial Magistrate-III, Banka, in connection with Belhar (Khesar) Police Station Case No. 144 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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