

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35835 of 2016

Arising Out of PS.Case No. -750 Year- 2016 Thana -SASARAM NAGAR District- SASARAM
(ROHTAS)

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Vikash Kumar son of Anil Mahto @ Anil Singh resident of Village-
Shobhaganj, P.S.- Sasaram (T), District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy, Advocate

For the Opposite Party/s : Smt. Sahin Begam, APP

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 20-08-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Vikash Kumar, in connection with Sasaram (Town) Police Station Case No. 750 of 2016, under Section 366A of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Sada Nand Roy, learned Counsel for the petitioner, and Mrs. Sahin Begam, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the statement of the alleged victim had been recorded under Section 164 of the Cr.P.C., which reveals no incriminating evidence against the petitioner, the accused above-named has been in custody since 26.07.2016 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-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, Sasaram, Rohtas, in connection with Sasaram (Town) Police Station Case No. 750 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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