

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45135 of 2016

Arising Out of PS.Case No. -900 Year- 2016 Thana -SASARAM NAGAR District- SASARAM
(ROHTAS)

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1. Sudhir Rai, Son of Birendra Rai, Resident of Village- Torani, P.S.-
Kargahar, District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravi Kumar, Advocate

For the Opposite Party/s : Mr. Nagendra Prasad, 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-petitioner, namely, Sudhir Rai, in connection with Sasaram (Model) Police Station Case No. 900 of 2016, under Section 306 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Ravi Kumar, learned Counsel for the petitioner, and Mr. Nagendra Prasad, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the allegation, in substance, against the accused-petitioner is that he had illicit relationship with the wife of the deceased and this is the cause of committing suicide by deceased and there is nothing to show that accused would not be available for trial and accused above-named has

been in custody since 09.08.2016 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-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, Rohtas (Sasaram), in connection with
Sasaram (Model) Police Station Case No. 900 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)

Mkr./-

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