

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42605 of 2016
Arising out of Ram Nagar P.S. Case No. 166 of 2016, P.S. Ramnagar,
District West Champaran

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1. Bhoj Ram, son of Late Shiv Nath Ram @ Late Shiv Ratan Ram, Resident of Mohalla- Bela Gola, Hari Nagar, P.S.-Ramnagar, District- West Champaran. Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1

For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 05-10-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Bhoj Ram, in connection with Ram Nagar Police Station Case No. 166 of 2016, under Section 47 of the Excise Act inasmuch as the petitioner's earlier application for bail has already been disposed of as withdrawn by order, dated 20.08.2016, passed in Cr.Misc.No. 35786 of 2016.

Perused the above application and materials on record.

Heard Mr. V.K.Singh No.1, learned Counsel for the petitioner, and Mr. M.K.Singh, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named has been in custody since 07.07.2016 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 Sub-Divisional Judicial Magistrate, Bagaha, District West Champaran, in connection with Ram Nagar Police Station Case No. 166 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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