

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35983 of 2016

Arising Out of PS.Case No. -316 Year- 2015 Thana -BRAHMPURA District- MUZAFFARPUR

1. Surendra Mahto @ Muhchirwa son of Late Jamun Mahto, resident of Mohalla - Sikandarpur, Ambedkar Nagar, P.S. - Town, District - Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Neeraj Kumar @ Sanidh, Advocate
Mr. Birendra Kumar Singh, Advocate
Mr. Satya Prakash, Advocate

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

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, Surendra Mahto @ Muhchirwa, in connection with Brahmpura Police Station Case No. 316 of 2015, under Sections 461/379 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Neeraj Kumar @ Sanidh, learned Counsel for the petitioner, and Mr. Rajkishore 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 29.02.2016 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, Muzaffarpur, in connection with Brahmpura Police Station Case No. 316 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,CJ)

Mkr./-

U		T	
---	--	---	--