

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36074 of 2016

Arising Out of PS.Case No. -172 Year- 2016 Thana -MOTIPUR District- MUZAFFARPUR

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1. Chandraketu Kumar Son of Pankaj Singh Resident of village - Bangra
Bansidhar, P.S. Kudhani, District - Muzaffarpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nachiketa Jha, Advocate

For the Opposite Party/s : Mrs. Gulnar Begum, APP

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CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 14-09-2016

This is an application, made under Section 439 and 490 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Chandraketu Kumar in connection with Motipur Police Station Case No. 172 of 2016, under Sections 399, 402, 414, 120B of the Indian Penal Code as well as 25(1-b)a/26(ii) 35 of the Arms Act.

Perused the above application and materials on record.

Heard Mr. Nachiketa Jha, learned Counsel for the petitioner, and Mrs. Gulnar Begum, 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 15.06.2016 in connection with the case aforementioned and though *charge sheet* has been submitted, 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 Sub Divisional Judicial Magistrate, (West) Muzaffarpur, in connection with Motipur Police Station Case No. 172 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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