

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44450 of 2016

Arising Out of PS.Case No. -39 Year- 2013 Thana -DARIHAT District- SASARAM (ROHTAS)

=====

Champa Kumari @ Champa Devi, daughter of Ram Sakal Mali resident of village Moaap Kaka, P.S. Bishunpura (Imadpur) Dist. Bhojpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

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

For the Opposite Party/s : Mr. Sri Uday Pratap Singh, APP

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

2 06-10-2016

This is an application, made under Section 439 of the

Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Champa Kumari @ Champa Devi, in connection with Darihat Police Station Case No. 39 of 2013, S.Tr. No. 459 of 2016, under Sections 304(B) and 328/34 of the Indian Penal Code

Perused the above application and materials on record.

Heard Mr. Sudish Kumar, learned Counsel for the petitioner, and Mr. Uday Pratap 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 26.07.2016 in connection with the case aforementioned and though *charge sheet* has been submitted, trial has not yet commenced, similarly situated co-accused has been granted anticipatory bail by a Bench of this Court by the order, dated 07.09.2016, passed in Cr. Misc. No.31194 of 2016,

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 Additional Sessions Judge II, Rohtas at Sasaram.

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)

Prakash/-

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