

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45200 of 2016

Arising Out of PS.Case No. -71 Year- 2016 Thana -SAMASTIPUR GRP CASE District-
SAMASTIPUR

- =====
1. Rinku Sah @ Arbind Sah, son of Rajendra Sah, resident of village Shivdhara Ward No. 1, Police Station Vishwavidhyalay, District Darbhanga
 2. Kishore Kumar @ Kishor Sah, son of Shri Hanuman Prasad Shrivastava, of village Nihampur Ward No. 9, Police Station Sadar, District Darbhanga

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Shahnawaz Ali

For the Opposite Party/s : Mr. Sri Umeshnand Pandit

=====

CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

2 18-10-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioners, namely, Rinku Sah @ Arbind Sah and Kishore Kumar @ Kishor Sah, in connection with G.R.P. (DBG) SMI Police Station Case No. 71 of 2016, under Sections 47/57 of the Bihar Excise (Amendment) Act, 2016.

Perused the above application and materials on record.

Heard learned counsel for the petitioners and the State.

In view of the fact that the accused above-named have been in custody since 25.08.2016 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-petitioners in custody, and in view also of the fact that the perusal of the materials does not reveal that the accused-petitioners' liberty on bail would adversely affect their trial, it is, in the interest of justice, hereby directed that the accused above-named shall be released on bail of Rs. 10,000/- each with two sureties, each of the like amount, subject to the satisfaction of the learned Railway Judicial Magistrate, Samastipur, in connection with G.R.P. (DBG) SMI Police Station Case No. 71 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.)

Prabhakar Anand/-

U	✓	T	✓
---	---	---	---