

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.22867 of 2016**

Arising Out of PS.Case No. -47 Year- 2015 Thana -PALIGANJ District- PATNA

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1. Rahul Kumar, son of Raj Kumar Soni @ Raj Kumar Prasad, Resident of  
Village - Arwal Sipah, P.S.- Arwal, District- Arwal.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Arvind Prasad Singh, Advocate

For the Opposite Party/s : Mr. Tapeswar Sharma(APP)

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**CORAM: HONOURABLE THE ACTING CHIEF JUSTICE**  
**ORAL ORDER**

2      29-06-2016

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Rahul Kumar, in connection with Paliganj Police Station Case No. 47 of 2015, under Section 302/34 of the Indian Penal Code and Section 27 of the Arms Act, 1959.

Perused the above application and materials on record.

Heard Mr. Arvind Prasad Singh, learned Counsel for the petitioner, and Mr. Tapeswar Sharma, 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 20.03.2015 in connection with the case aforementioned and similarly situated co-accused has been granted bail by a Bench of this Court by orders, dated 20.07.2015 and 01.09.2015, passed in Cr. Misc. Nos. 24275 of 2015 and

40170 of 2015 respectively, 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, Danapur, Patna, in connection with Paliganj Police Station Case No. 47 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, ACJ.)**

Mkr./-

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