

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8710 of 2015

Arising Out of PS.Case No. -16 Year- 2014 Thana -MUNGER COMPLAINT CASE District-
MUNGER

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1. Ashik Mahto @ Ashik Mahaton S/o late Mahendra Mahto, Resident of
Mohalla- Medni Chouki, P.S.- Medni Chouki, Distt- Lakhisarai

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumar Kamal Nayan, Advocate

For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 04-03-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Section 47(A) of the Excise Act.

Considering that the Petitioner is a first offender, let the
petitioner above named, be released on bail on furnishing bail
bond of Rs. 5,000/-(Five thousand) with two sureties of the like
amount each or any other surety to be fixed by the court concerned
to the satisfaction of learned Chief Judicial Magistrate, Munger in
connection with Case No.16C3/2014, subject to the conditions (i)
That one of the bailor will be a close relative of the petitioner who
will give an affidavit giving genealogy as to how he is related with
the petitioner. The bailor will undertake to furnish information to
the Court about any change in address of the petitioner. (ii) That

the affidavit shall clearly state that the petitioner is not an accused in any other case and if he is he shall not be released on bail, (iii) That the bailor shall also state on affidavit that he will inform the court concerned if the petitioner is implicated in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse, (iv) That the petitioner will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse, (v) That the petitioner will be well represented on each date if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Anjana Prakash, J)

Narendra/-

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