

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 1127 of 2015

Arising out of P.S. Case No. -342 Year- 2014 Thana -ARARIA
District- ARRARIA

Nazmul @ Nazbul @ Dilawar Son of Ali Mohammad Resident
of Village-Jahangir Tola, Araria, P.S and Distt.-Araria.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana, Adv.

For the Opposite Party/s: Dr. Indihar Kumari (APP)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 16.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for
the offences under Sections 399, 402 and 414 of the
Indian Penal Code and Sections 25(1-B), 26(ii) and 35 of
the Arms Act.

The specific assertion of the Petitioner is that he
has been remanded in other cases filed subsequent to the
present case.

Considering the period of custody and the fact
that his full brother, Md. Samsul undertakes his
responsibility, 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 as fixed by the Court to the satisfaction



of Chief Judicial Magistrate, Araria in connection with Araria P.S. Case No. 342 of 2014 subject to the following conditions:- (i) That one of the bailors 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 also undertake to inform the Court if there is any change in the address of the Petitioner. (ii) 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 the ground of misuse. (iii) 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. (iv) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

However, in the nature of allegations, the Petitioner is directed to appear before the Superintendent of Police, Araria within fifteen days of his release with a copy of this order and every two weeks thereafter for the next nine months. The conduct of the Petitioner will be

kept under watch in this period by the superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the Petitioner before the court concerned.



(Anjana Prakash, J.)

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