

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1636 of 2015

Arising Out of PS.Case No. -38 Year- 2014 Thana -EAST COLONY District- MUNGER

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1. Rockey Kumar, son of Tulsi Tanti, resident of village-Ram Nagar
Norcha, P.S-Naya Ram Nagar, Distt-Munger

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjiv Kumar Singh, Advocate

For the Opposite Party/s : Mr. Surendra Prasad Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2/ 16-01-2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offence under Section(s) 25(1-B)A/ 26 (I)(II) and 35 of the Arms
Act.

Considering that for recovery of arms the Petitioner
is in custody since 27.07.2014 having fair antecedents and his
brother Lallu Tanti undertakes his responsibility, let the Petitioner,
above named, be released on bail on furnishing bail bond of
₹5,000/-(Five Thousand) with two sureties of the like amount each
or any other surety to be fixed by the Court below to the
satisfaction of the Chief Judicial Magistrate, Munger, in
connection with East Colony P.S. Case No.38 of 2014, subject to
the 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 and another bailor shall be the brother of the Petitioner. The bailors will undertake to furnish information to the court about any change in the 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 bailors shall also state on affidavit that they 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,
- (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, and
- (v) 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.

(Anjana Prakash, J)

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