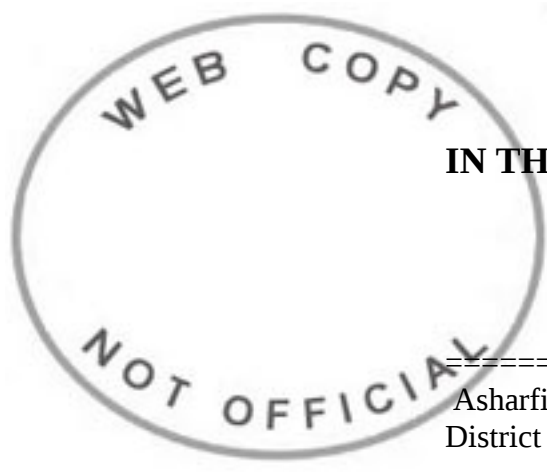




IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.3530 of 2015

Arising Out of PS.Case No. -28 Year- 2014 Thana -DARPA District-
EASTCHAMPARAN(MOTIHARI)

=====

Asharfi Rai Son of Late Rai Resident of Village - Rampur, P.S. - Darpa,
District -East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Raj Kishore Singh(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 29-01-2015 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under sections 341, 323, 324, 504, 307, 34 of the Indian
Penal Code.

Considering the genesis of the occurrence and that there
is no material against the petitioner who has fair antecedents, let
the petitioner, Asharfi Rai, 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 below to
the satisfaction of Shri Kamla Prasad, the learned Judicial
Magistrate, 1st class, Raxaul at Motihari East Champaran in
connection with Darpa P. S. Case No. 28 of 2014

subject to the conditions (i) That one of the bailors will be close relative of the petitioner, who will give an affidavit giving genealogy as to how he is related with 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 the 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 bond will be liable to be cancelled.

(Anjana Prakash, J)

Sudha/-

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