

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23314 of 2014

Arising Out of Bakhtiyarpur P.S. Case No. -235 Year- 2013 Thana -BAKHTIYARPUR District-
PATNA

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Sikandar Kumar @ Chattan Singh Son of Birendra Yadav @ Bijli Yadav
Resident of Village - Tanka Bigha, P.S.- Bakhtiyarpur, District - Patna

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey, Adv.

For the Opposite Party/s : Mr. Md.A.Haque Sahara (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

5 05-02-2015 The case has come up under the heading 'To Be
Mentioned' at the instance of the Petitioner.

It has been submitted that since the brother of the
Petitioner does have any landed property, he has not been
permitted by the Court below to become a bailor of the Petitioner.

I am surprised at the attitude of the Magistrate. He is
directed to look into a decision reported in 2014 (1) PLJR 670
wherein this Court has laid down that all the Magistrates are to see
with regard to the credibility of bailor and nothing more. Hence,
the Magistrate concerned is directed to allow him as a bailor on
being satisfied that he is a credible person.

Let this order be communicated to the ADJ VII-cum-
Spl. Judge, NDPS, Patna, in connection with Spl. Case No. 78 of

2013 arising out of Bakhtiyarpur P.S. Case No. 235 of 2013
through FAX at the cost of the Petitioner.

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(Anjana Prakash, J)