

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23426 of 2014

Arising Out of PS.Case No. -5 Year- 2014 Thana -THARTHARI District- NALANDA
(BIHARSHARIFF)

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1. Dewanand Paswan, S/o Ramji Paswan, resident of village- Bari Pahari
Mansuragar, P.S. Sohsarai, District Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Ranjan Sinha, Advocate

For the Opposite Party/s : Mr. Amitesh Kumar, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

4/ 08-01-2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offence under Section(s) 395, 412 Indian Penal Code.

Considering that apart from the own confessional
statement of the Petitioner there is no other material against him,
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 Additional Chief Judicial Magistrate, Hilsa,
Nalanda, in connection with Tharthari P.S. Case No.05 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 Rabindra Paswan, 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 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,
- (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, and
- (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.

In view of the antecedents of the petitioner which has been mentioned in the Case Diary, the petitioner is directed to appear before the Superintendent of Police, Nalanda, within fifteen days of his release with a copy of this order and every two weeks thereafter for the next six 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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