

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31891 of 2014

Arising Out of PS.Case No. -29 Year- 2014 Thana -CHIRAIYA District- EAST CHAMPARAN
(MOTIHARI)

=====

Shiv Kumar Giri, s/o Harendra Giri, resident of village Semara, P.S.
Chiraiya, District East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Virendra Kuar, Adv.

For the State : Mr. Mustaq Alam, APP

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 12-01-2015 Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the
offence under Sections 365, 366 and 366(A) of the Indian Penal
Code.

Considering that the alleged victim has not stated about
sexual misbehaviour at the hands of the Petitioner, 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 to be fixed by the Court below to
the satisfaction of Sri S.K. Jha, Judicial Magistrate, 1st Class,
Sikarhana at Motihari, in connection with Chiraiya P.S. Case No.
29 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 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 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. (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. (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.

S.Ali/-

(Anjana Prakash, J)

U		T	
---	--	---	--