

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32657 of 2014

Arising Out of PS.Case No. -45 Year- 2014 Thana -PARIHAR District- SITAMARHI

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1. Rakesh Mandal Son of Fekan Mandal @ Tekan Mandal
2. Shiv Mandal Son of Pitamber Mandal
3. Raj Kumar Mandal Son of Late Jaisi Mandal all R/o Village Sukki
Mushharniya, P.S. Parihar, District Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar, Adv.

For the Opposite Party/s : Mr. Narsing Tanti, App

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 19-01-2015 Heard learned counsel for the Petitioners and the

State.

The Petitioners seek bail in a case instituted for the
offence under Section(s) 395 and 397 of the Indian Penal Code.

Considering that the Petitioners are co-villager of the
informant and have fair antecedents, let the Petitioners, above
named, be released on bail on furnishing bail bond of Rs.5,000/-
(Five Thousand) each 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, Sitamarhi in connection with
Parihar P.S. Case No. 45 of 2014 subject to the conditions (i) that
one of the bailors will be a close relative of the petitioners, who
will give an affidavit giving genealogy as to how he is related with

the petitioners. The bailors will undertake to furnish information to the court about any change in the address of the petitioners, (ii) that the affidavit shall clearly state that the petitioners are not accused in any other case and, if they are, they shall not be released on bail, (iii) that the bailors shall also state on affidavit that they will inform the court concerned if the petitioners are implicated in any other case of similar nature after their 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 petitioners will give an undertaking that they will receive the police papers on the given date and be present on date fixed for charge and if they fail to do so on two given dates and delay the trial in any manner, their bail will be liable to be cancelled for reasons of misuse, and (v) that the petitioners will be well represented on each date and if they fail to do so on two consecutive dates, their bail will be liable to be cancelled.

Prakash/-

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(Anjana Prakash, J)