

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 32507 of 2014

Arising out of P.S. Case No. -121 Year- 2013 Thana -PARAIYA
District- GAYA

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Vikash Kumar Son of Arbind Prasad Resident of Village -
Manjhar, P.S.- Paraia, District – Gaya (Bihar).

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Durgesh Nandan, Adv.

For the Opposite Party/s: Mr. Nawal Kishor Pd. (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

03. 19.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for
the offences under Sections 25(1-B) A, 26 and 35 of the
Arms Act, Section 17 of the Criminal Law Amendment Act
and Sections 16, 18 and 20 of U.A.P. Act.

Considering that for recovery of arms the
Petitioner is in custody since 28.11.2013 having fair
antecedents, let him 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 as fixed by the
Court to the satisfaction of Smt. Pratibha, Judicial
Magistrate, 1st Class, Gaya (or its successor) in connection
with Paraiya P.S. Case No. 121 of 2013 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 and the other bailor shall be the maternal uncle of the Petitioner namely Kedar Nath Verma. 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.

(Anjana Prakash, J.)

Vikash/-

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