

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35378 of 2014

Arising Out of PS.Case No. -121 Year- 2013 Thana -SAHIYARA District- SITAMARHI

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Randhir Mahto Son of Ram Snehi Mahto resident of village- Chirayya,
P.S.- Sahiyara, District- Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa

For the Opposite Party/s : Mr. Pradip Nr. Kumar(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 20-01-2015 Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the
offence under Section(s) 302/34 of the Indian Penal Code.

Considering the genesis of the occurrence in the
postmortem examination report as also the fair antecedent of the
petitioner, 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 to be fixed by the Court below to the
satisfaction of the Chief Judicial Magistrate, Sitamarhi in
connection with Sahiyara P.S. Case No. 121 of 2013.

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 undertake to

furnish information to the court about any change in the address of the petitioner,

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,

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,

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.

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)

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