

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49000 of 2014

Arising Out of PS.Case No. -159 Year- 2014 Thana -RAMGARH District- BHABHUA (KAIMUR)

1. Raghuwir Malhar @ Raghuwir Mallah @ Praveen @ Praveer son of Late Ram Jee Malhar resident of village Bajrang Nagar Jhumri Tilaya, P.S. Jhumari Tilaya District Kodarma (Jharkhand).
2. Sonu Malhr @ Sonu Mallah son of Jai Malhar resident of village Chitrakoli, P.S. Rajbali (Rajauli), District Nawada.
3. Ravi Malhar @ Ravi Mallah son of Tarachand Malhar Resident of village Khargada (Ckhar - Gara) P.S. Lalpur, District - Ranchi (Jharkhand) at present Chitrakoli, P.S. Rajauli, District Nawada.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sada Nand Ray

For the Opposite Party/s : Mr. Jitendra Kumar Rai 1 (App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 03-03-2015

Heard learned counsel for the Petitioners and the State.

The Petitioners seek bail in a case instituted for the offence under Sections 406, 420 and 34 of the Indian Penal Code.

Considering that the Petitioners are in custody since 26.09.2014 and their close family members undertake their responsibility, let the Petitioners, above named, be released on bail on furnishing bail bond of 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 C.J.M., Kaimur at Bhabua in Ramgarh(Nuawon) P.S. Case No. 159/2014, 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 and other bailor shall be the brother/father/mother/sister.

- (ii) 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,
- (iii) 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
- (iv) 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.

(Anjana Prakash, J)

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