

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46946 of 2014

Arising Out of PS.Case No. -34 Year- 2014 Thana -FESHAR District- AURANGABAD

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Ramji Yadav @ Ramjee Yadav S/o Late Chulhan Yadav, resident of
Village Ekauna, P.S. Muffasil, District Aurangabad (Bihar).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh, Sr.Advocate

For the Opposite Party/s : Ms. Shaheen Begum, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

2 20-02-2015

Heard the parties.

The petitioner seeks bail in a criminal prosecution originally registered under Section 307/149 and some other allied offences under the Indian Penal Code, in which subsequently offence under Section 302 of the Indian Penal Code was also added.

Taking into consideration the fact that there is general and omnibus allegation of assault against several accused persons including the petitioner and further taking into consideration that he is in judicial custody since 23.07.2014 and not an accused in any other criminal case except the present one, his prayer for bail is allowed. The above named petitioner is ordered to be released on bail on furnishing bail bond of Rs.25,000/-(Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of Sri Abhay Srivastava, learned Judicial Magistrate, Ist Class, Aurangabad in connection with Fesar P.S.Case No. 34 of 2014, subject to the following conditions:

(A) one of the bailors must be
government servant or close family members of the

petitioner who will file an affidavit in the court below showing his/her relationship with the petitioner,

(B) if the petitioner is found involved in same and similar nature of cases in future, then in that case, the informant/prosecution shall be at liberty to file a petition for cancellation of bail of the petitioner, and if such a petition is filed, the court below would be obliged to dispose of the same in accordance with law after giving opportunity of hearing to all concerned, and

(C) the petitioner shall make regular pairvi in the court below in the present case either by appearing himself in person or through representation by his lawyer on each and every dates, and if on two consecutive dates petitioner fails to make pairvi, then the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Prasad Verma, J)

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