

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 44441 of 2015

Arising out of P.S. Case No. -179 Year- 2009 Thana -GOH District-
AURANGABAD

=====

Kail Prajapati @ Akash Jee S/o Inderdeo Prajapati R/o Village Ajan
P.S. Goh in District of Aurangabad..... Petitioner/s

Versus

The State of Bihar. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh

For the Opposite Party/s: Mr. A. Dayal (APP)

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 13.10.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offences under Sections 147, 149, 24(A), 109, 307, 353 and
384 of the Indian Penal Code, Section 27 of the Arms Act and
Section 17 of the C.L.A. Act.

Considering that the other co-accused persons
similarly placed have been granted bail, let the Petitioner, above
named 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 Additional Sessions Judge-VII, Aurangabad in
connection with S.Tr. No. 18 of 2012/200 of 2015 arising out of
Goh P.S. Case No. 179 of 2009 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 son of the Petitioner namely Sunil Kumar. The bailor will
also undertake to inform the Court if there is any change in the
address of the Petitioner. (ii) 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. (iii) 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. (iv) 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.

In view of the antecedents of the Petitioner, he is directed to appear before the Superintendent of Police, Aurangabad within fifteen days of his release with a copy of this order and every two weeks thereafter for the next six months. The conduct of the Petitioner will be kept under watch in this period by the superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the Petitioner before the court concerned.

(Anjana Prakash, J.)

Vikash/-

U		T	
---	--	---	--