

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52051 of 2014

Arising Out of Kankarbagh P.S. Case No. -279 Year- 2014 Thana -KANKARBAGH District-
PATNA

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Manish Kumar Chauhan, son of Sri Ajodhya Prasad, resident of Chain
More Road, Gali No. 2, P.S. Kankarbagh, Distt. Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Pathak, Adv.

For the State : Mr. Kr. Ranjit Ranjan, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 06-01-2015

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the
offence under Sections 25(1-B)A, 26 and 35 of the Arms Act.

Considering that the Petitioner is in custody since
17.7.2014 for recovery of Arms but he has fair antecedents and his
cousin brother namely, Amit Kumar undertakes his responsibility,
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 to be fixed by the Court
below to the satisfaction of Sri Satya Priya Anand, Judicial
Magistrate, 1st Class, Patna, in connection with Kankarbagh P.S.
Case no. 279 of 2014 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 shall be the cousin brother of the Petitioner namely, Amit Kumar. 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.

S.Ali/-

(Anjana Prakash, J)

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