

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51296 of 2014

Arising Out of PS.Case No. -254 Year- 1997 Thana -MASRAKH District- SARAN

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1. Baban Tiwari S/o Late Chandradip Tiwary Resident of Village Mashrak,
P.S. Mashrakh, District Saran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghwendra Kumar

For the Opposite Party/s : Mr. Binod Kumar No.3 (App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 03-03-2015

Heard learned counsel for the petitioner and the State.

In this case, petitioner is seeking bail in Mashrak
P.S.Case No. 254 of 1997 registered u/s 365, 366, 364 IPC.

The matter relates to misuse of privilege of bail.
Petitioner did not appear in the court below on 11th September
2011 and thereafter the non-bailable warrant of arrest was issued
and petitioner was taken in custody on 29th July 2014 and he is in
jail since then.

In the facts and circumstances of the case, petitioner
Baban Tiwary is directed to be released on bail on his furnishing
bail bond of Rs.10,000/- (ten thousand) with two sureties of the
like amount each to the satisfaction of 1st Addl. Sessions Judge,
Chapra, Saran in connection with S.Tr. No. 336 of 2002, arising

out of Mashrak P.S.Case No. 254 of 1997, subject to the conditions that:

(i) one of the bailors will son of the petitioner, and

(ii) that the petitioner would co-operate in the proceeding and if the petitioner will fail to co-operate in the proceeding of the court and will remain absent for two consecutive dates without reasonable explanation, the court will pass appropriate order, including cancellation of bail bonds.

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(Shivaji Pandey, J)