

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15408 of 2015

Arising Out of PS.Case No. -199 Year- 2014 Thana -NAWANGAR District- BUXAR

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Gama Ram son of Late Wakil Ram, Resident of Village-Kosiar, P.S. Sahar,
district-Bhojpur, presently residing at Balisonbarsha, P.S.-Nawanagar,
District-Buxar, retired Panchayat Secretary, Rampur Panchayat, Block
Keshath, District Buxar Petitioner

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Roy, Adv.

For the Opposite Party/s : Mr. P.K. Chourasiya, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 27-05-2015 Heard learned counsel for the Petitioner and learned
A.P.P. for the State.

The Petitioner is apprehending his arrest in a case
registered under Sections 406, 409, 420, 120(B)/34 of the Indian
Penal Code.

Considering that there is no allegation that the
Petitioner had not installed the solar lights and it was only a
question of not having been purchased from BREDA, let the
Petitioner above named be released on anticipatory bail in the
event of arrest or surrender before the learned court below within a
period of four weeks from the date of receipt of this order in
connection with Nawanagar P.S. Case No. 199 of 2014 on
furnishing bail bonds of Rs. 5,000/- (five thousand) with two
sureties of the like amount each to the satisfaction of learned Chief
Judicial Magistrate, Buxar, subject to the conditions as laid down

under Section 438(2) of the Code of Criminal Procedure as also conditions (a) That one of the bailor will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will undertake to furnish information to the Court about any change in address of the Petitioner. (b) That the affidavit shall clearly state that the Petitioner is not an accused in any other case and if she is she shall not be released on bail, (c) 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 her release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse (d) That the Petitioner will give an undertaking that she will receive the police papers on the given date and be present on date fixed for charge and if she fails to do so on two given dates and delays the trial in any manner, her bail will be liable to be cancelled for reasons of misuse, (e) That the Petitioner will be well represented on each date and if she fails to do so on two consecutive dates, her bail will be liable to be cancelled.

(Anjana Prakash, J.)

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