

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.123 of 2015

Arising Out of PS.Case No. -76 Year- 2014 Thana -MOTIHARI MUFASIL District- EAST
CHAMPARAN (MOTIHARI)

Lallan Ram, son of Narsingh Ram, aged about 35 years, resident of village
Bahuari, P.S. Motihari Muffasil (Lakhaura), Distt. East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anuj Kumar, Adv.

For the State : Mr. Anand Kishore Chaudhary, APP

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 08-01-2015

Heard learned counsel for the Petitioner and the State.

The Petitioner apprehends his arrest in a case
instituted for the offence under Section(s) 147, 148, 149, 342, 323,
324, 332, 333, 353, 427, 307, 380, 411, 452, 504, 506 of the
Indian Penal Code and Section 3 of the Prevention of Damage to
Public Property Act, 1984.

Considering the nature of material which has
transpired against the Petitioner who has fair antecedent, it is
ordered that in the event of surrender/arrest of the Petitioner,
named above, within four weeks from the date of
receipt/production of a copy of this order, in connection with
Muffasil Lakhuara P.S. Case No. 76 of 2014, shall be released on
anticipatory 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 Chief
Judicial Magistrate, East Champaran, subject to the conditions as

laid down under Section 438(2) Cr. P.C. and (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. 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.

(Anjana Prakash, J)

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