

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 45425 of 2015

Arising out of P.S. Case No. -210 Year- 2015 Thana -JAMUI
District- JAMUI

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Md. Riyaz Ahmad S/o Md. Yunus Resident of Village- Chak Yusuf Ward No.-2, P.O.- Jamalpur Gogri, P.S.- Gogri, District- Khagariya, At present Teacher +2 Janta Uchha Vidyalaya Adsar, P.S- Jamui Dist- Jamui.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gauri Shankar Thakur, Adv.

For the Opposite Party/s: Mr. Harendra Prasad (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 14.10.2015

Heard learned counsel for the Petitioner and the State.

The Petitioner is apprehending his arrest in a case registered under Sections 467, 468, 471, 420 and 120B of the Indian Penal Code.

Considering that the High Court had granted general amnesty to teachers like the present Petitioner and he has resigned, let him 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 the order 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 Chief Judicial Magistrate, Jamui in connection with Jamui P.S. Case No. 210 of 2015

subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as also 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. 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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