

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45602 of 2015

Arising Out of PS.Case No. -107 Year- 2015 Thana -BHAGWANPUR District- BHABHUA
(KAIMUR)

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Sri Prakash Pandey S/o Rambilash Pandey Resident of Village + P.O.
Chhotka Amaw, Police Station Chand, District Kaimur at Bhabua (Bihar).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kamendra Pd. Singh, Adv.
For the Opposite Party/s : Mr. Md.Arif(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 14-10-2015 Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the
offence under Section(s) 409 and 420 of the Indian Penal Code.

Considering that subsequently the petitioner
deposited the amount in question and is not likely to
abscond since he is a government servant, 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 Bhaganwanpur P.S. Case No. 107 of 2015,
he 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 the Sub-Divisional Judicial Magistrate,
Bhabua subject to the conditions as laid down under sections

438(2) Cr. P. C and also 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 undertake to furnish information to the court about any change in the address of the petitioner,

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,

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,

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.

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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