

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46225 of 2015

Arising Out of PS.Case No. -1 Year- 2015 Thana -INDUSTRIAL District- BHAGALPUR

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1. Kallu Mandal @ Abhay Kumar @ Kallu Kumar, son of Bhajjo Mandal
resident of Village - Railway Colony, P.S. - Barari, Dist - Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Parmod Kumar, Advocate

For the Opposite Party/s : Mr. Nagendra Pd., APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2/ 02-11-2015

Heard learned counsel for the Petitioner and the

State.

The Petitioner apprehends his arrest in a case
instituted for the offence under Section(s) 379 Indian Penal Code.

Considering that there was no recovery from the
possession of the Petitioner and he is a young boy having fair
antecedents, 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
Industrial Area P.S. Case No.01 of 2015, he shall be released on
anticipatory bail on furnishing bail bond of ₹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
Chief Judicial Magistrate, Bhagalpur, 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 and another bailor shall be the father of the Petitioner. The bailors will undertake to furnish information to the court about 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 bailors shall also state on affidavit that they 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, and (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.

JA/-

(Anjana Prakash, J)

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