

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 29311 of 2014

Arising out of P.S. Case No. -62 Year- 2013 Thana -PAROO

District- MUZAFFARPUR

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Pawan Kumar S/o Baidyanath Bhagat Resident of Village Susta
Madhopur, P.S. Sadar, District Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Seema Singh, Adv.

For the Opposite Party/s: Mr. Md. Ansurul Haque (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

03. 20.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offences under Section 395 of the Indian Penal Code.

Considering that apart from confessional statement
of the co-accused there is no other material against the
Petitioner and his father undertakes his responsibility, let him
be released on bail 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 Sub-
divisional Judicial Magistrate, (West) Muzaffarpur in connection
with Paru P.S. Case No. 62 of 2013 (G.R. No. 919 of 2013, Tr.
No. 3043 of 2013) 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 and the other bailor shall be the father of
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 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. (iii) 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. (iv) 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.

In view of the antecedents of the Petitioner, the Petitioner is directed to appear before the Superintendent of Police, Muzaffarpur within fifteen days of his release with a copy of this order and every two weeks thereafter for the next nine months. The conduct of the Petitioner will be kept under watch in this period by the superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the Petitioner before the court concerned.

(Anjana Prakash, J.)

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