

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 31484 of 2014

Arising out of P.S. Case No. -105 Year- 2014 Thana -BARH
District- PATNA

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Satyendra Kumar Mahto Son of Chandrabhan Mahto Resident of
Village and P.O. Raili, P.S. Pandarak, District – Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sahvind Kumar Sharma, Adv.

For the Opposite Party/s: Mr. Manoj Kumar (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

03. 19.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offences under Sections 405, 410 and 120B of the Indian Penal
Code.

Considering that the Petitioner is in custody since
27.03.2014 and undertakes to be physically present on each
date of trial, let the Petitioner, above named 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 Additional Chief
Judicial Magistrate, Barh, Patna in connection with Barh P.S.
Case No. 105 of 2014 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 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 physically present on each date of trial and if he fails to do so on two consecutive dates without reasonable cause, his bail shall stand automatically cancelled.

The Trial Court is directed to expedite the trial and for which reason it shall send a list of the witnesses **fixing specific dates** for production of the witnesses along with a copy of this order, to the Sr. Superintendent of Police, Patna, and the Sr. Superintendent of Police, Patna is directed to ensure production of the witnesses on the date so fixed by the Trial Court so that there is no further delay in trial.

(Anjana Prakash, J.)

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