

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 32446 of 2014

Arising out of P.S. Case No. -72 Year- 2001 Thana -HILSA
District- NALANDA (BIHARSHARIFF)

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Kamlesh Ram Son of Kapil Ram Resident of Village- Mirjapur,
Police Station- Hilsa (Now Chiksaure), District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee, Adv.

For the Opposite Party/s: Mr. Amitesh 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 25(1)(a), 26(ii) and 35 of the
Arms Act.

Considering that for recovery of arms from the
house of the Petitioner who is in custody since 05.05.2014
undertakes to be physically present on each date of trial,
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 Additional Chief Judicial Magistrate,
Hilsa, Nalanda in connection with Hilsa P.S. Case No. 72
of 2001 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 wife 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.

(Anjana Prakash, J.)

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