

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35429 of 2014

Arising Out of PS.Case No. -62 Year- 2014 Thana -PAKRIDAYAL District-
EASTCHAMPARAN(MOTIHARI)

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1. Abhay Singh Son of Late Bishwanath Singh Resident of village- Chaita
Devi Tola, P.S.- Pakaridayal, District- East Champaran at Motihari

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Gautam

For the Opposite Party/s : Mr. M.K.Khare(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 20-01-2015

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the
offence under Section(s) 25(1-b) a and 26 of the Arms Act.

Considering that the Petitioner is in custody since
28.04.2014 for recovery of arms and he has fair antecedents and
also his brother-in-law undertakes his responsibility, let the
Petitioner 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 to be fixed by the Court below to the
satisfaction of the Sub-Divisional Judicial Magistrate, Sikrahana
at Motihari, East Champaran in connection with Pakaridayal
P.S. Case No. 62 of 2014.

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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