

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 9036 of 2015

Arising out of P.S. Case No. -118 Year- 2013 Thana -
KATIHAR MUFFASIL District- KATIHAR

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Vicky Kumar, Son of Ganga Prasad Mahaldar, Resident of
Mohalla-Baigna, P.S.-Katihar, District-Katihar.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha, Adv.

For the Opposite Party/s : Mr. Kr.Ranjit Ranjan (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 03.03.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for
the offences under Section 394 of the Indian Penal Code.

Considering that apart from confessional
statement of the co-accused there is no other material
against the Petitioner who has fair antecedents as also his
uncle undertakes his responsibility, 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 Chief Judicial Magistrate, Katihar in
connection with Katihar (M) P.S. Case No. 118 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 uncle of the Petitioner namely Jaman Mahaldar. 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 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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