

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.110 of 2015

Arising Out of PS.Case No. -31 Year- 2008 Thana -KARPI District- JEHANABAD

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Bhagwan Das son of Govardhan Chamar, resident of village Kurmawa,
Police Station Karpi, District Arwal

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar, Advocate

For the Opposite Party/s : Mr. Upendra Kumar, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 08-01-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections 25(1-B)A/26/35 of the Arms Act.

Considering that the arms were recovered from the
house of the Petitioner and not from his conscious possession and
he has fair antecedents, 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 to be fixed
by the court concerned to the satisfaction of learned Chief Judicial
Magistrate, Jehanabad in connection with Karpi P.S. Case No.31
of 2008, subject to the conditions (i) That one of the bailor shall be
Rakesh Das, son of the Petitioner and the other bailor 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 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 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 if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Anjana Prakash, J)

Narendra/-

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