

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47766 of 2014

Arising Out of PS.Case No. -56 Year- 2013 Thana -CHARPOKHARI District- BHOJPUR

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1. Ajay Kumar Tato @ Ajay Kumar Tati, S/o Shyam Bihari Tato @
Chirkut, resident of village- Kamariya, P.S.- Azimabad, Dist.- Bhojpur
.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajani Ranjan Pd. Singh, Advocate

For the Opposite Party/s : Mr. Ambika Bhagat, 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 Section(s) 302, 120-B/34 Indian Penal Code,
Section 27 of the Arms Act and Section 3(i)(x) of the Scheduled
Castes & Scheduled Tribes (Prevention of Atrocities) Act.

Considering that there is no specific overt act alleged
against the Petitioner and the co-accused, who had surrendered
was acquitted when put on trial, let the Petitioner, above named,
be released on bail on furnishing bail bond of ₹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
Chief Judicial Magistrate, Bhojpur, Ara, in connection with
Charpokhari P.S. Case No.56 of 2013, subject to the conditions:

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- (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. The bailors will undertake to furnish information to the court about any change in the address of the petitioner,
- (ii) That the bailors shall also state on affidavit that they 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, and
- (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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