

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 8428 of 2015

Arising out of P.S. Case No. -133 Year- 2014 Thana -MADANPURA
District- AURANGABAD

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1. Binod Rikhyasan, Son of Jitu Rikhia.
2. Lal Babu Paswan, Son of Ram Prasad Paswan.
..... Petitioner/s

Versus

The State of Bihar.

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kr Singh No. 6, Adv.

For the Opposite Party/s : Mr. Khurshid Anwar (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 03.03.2015

Heard learned counsel for the Petitioners and the
State.

The Petitioners seek bail in a case instituted for the
offences under Sections 147, 148, 149, 341, 337, 353, 427,
504 and 124A of the Indian Penal Code and Section 17 of
C.L.A. Act.

Considering that the Petitioners are not named in the
First Information Report and were implicated subsequently on
the base of the same material, let them be released on bail on
furnishing bail bonds of Rs. 5,000/- (Five Thousand) each with
two sureties of the like amount each or any other surety as
fixed by the Court to the satisfaction of Chief Judicial
Magistrate, Aurangabad in connection with Madanpur P.S.
Case No. 133 of 2014 subject to the following conditions:- (i)
That one of the bailors will be a close relative of the Petitioners
who will give an affidavit giving genealogy as to how he is
related with the Petitioners and the other bailor shall be the
father/brother/mother of the Petitioners. The bailor will also
undertake to inform the Court if there is any change in the

address of the Petitioners. (ii) That the bailor shall also state on affidavit that he will inform the court concerned if the Petitioners are implicated in any other case of similar nature after their 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 Petitioners will give an undertaking that they will receive the police papers on the given date and be present on date fixed for charge and if they fail to do so on two given dates and delays the trial in any manner, their bail will be liable to be cancelled for reasons of misuse. (iv) That the Petitioners will be well represented on each date and if they fail to do so on two consecutive dates, their bail will be liable to be cancelled.

In view of the antecedents of the Petitioners, the Petitioners are directed to appear before the Superintendent of Police, Aurangabad within fifteen days of his release with a copy of this order and every two weeks thereafter for the next six months. The conduct of the Petitioners will be kept under watch in this period by the superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the Petitioners before the court concerned.

(Anjana Prakash, J.)

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