

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 930 of 2015

Arising out of P.S. Case No. -110 Year- 2012 Thana -IMAMGANJ
District- GAYA

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Bhutali Ji @ Dhanik Lal Mandal Son of Ram Deo Yadav Resident of
Village-Lutua Tola Baburandhi, P.S-Imamganj, Distt.-Gaya.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. S. Jamil Akhtar, Adv.

For the Opposite Party/s : Mr. R. B. Roy "Raman" (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 12.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offences under Sections 148, 149, 307, 353, 124(A) and 506 of
the Indian Penal Code, Sections 3, 4 and 5 of the Explosive
Substance Act, Section 27 of the Arms Act and Section 17 of
the C.L. A. Act.

Considering the vague nature of allegations against
the Petitioner, let him 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 Sri Abhay Srivastav, Judicial Magistrate, 1st
Class, Sherghati, Gaya (or its successor) in connection with
Imamganj P.S. Case No. 110 of 2012 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 cousin of the Petitioner namely Upendra Yadav. The
bailor will also undertake to inform the Court if there is any

change in the address of the Petitioner. (ii) 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. (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. (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.

In view of the antecedents of the Petitioner, the Petitioner is directed to appear before the Superintendent of Police, Gaya within fifteen days of his release with a copy of this order and every two weeks thereafter for the next one year. The conduct of the Petitioner 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 Petitioner before the court concerned.

(Anjana Prakash, J.)

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