

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.2553 of 2015

Arising Out of PS.Case No. -690 Year- 2013 Thana -HAJIPUR District- VAISHALI(HAJIPUR)

1. Lalu Sahni S/o Sanichar Sahni Resident of Mohalla Nakhas Chowk, P.S. Hajipur (Town), District Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Wasi Ahmad Khan

For the Opposite Party/s : Mr. Abhay Kr. Roy(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 22-01-2015 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the offence under Sections 390, 402, 353, 307, 414 of I.P.C. and 35/27 of Arms Act.

Considering that the petitioner is in custody since 09.10.2013 for recovery of arms but the petitioner has not been involved in any other case of similar nature and his brother-in-law undertakes his responsibility, let the petitioner, Lalu Sahni, be released on bail on furnishing bail bond of Rs. 5,000/- (Five thousand) each with two sureties of the like amount each or any other surety to be fixed by the Court below to the satisfaction of the Shri Rajiv Ranjan Singh, Judicial Magistrate 1st class, Hajipur, Vaishali in connection with Hajipur Town P.S.Case No. 690/2013 (Trial No. 6778/2014 State Vs. Dhananjay Kumar) subject to the

conditions (i) That one of the bailors will be 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 the 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 bond will be liable to be cancelled.

(Anjana Prakash, J)

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