

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 3210 of 2015

Arising out of P.S. Case No. -59 Year- 2014 Thana -NAWINAGAR
District- AURANGABAD

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Santan Kumar Paswan, Son of Muni Ram, Resident of Village-
Baghi, P.S.-Nabinagar, District-Aurangabad.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeshwar Singh, Adv.

For the Opposite Party/s: Mr. Jitendra Kumar Rai 1 (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 23.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offences under Section 395 of the Indian Penal Code.

Considering that apart from confessional statement
there is no material against the Petitioner and his father
undertakes his responsibility, 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 Chief Judicial Magistrate,
Aurangabad in connection with Nabinagar P.S. Case No. 59 of
2014 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 father of the
Petitioner. 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, 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 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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