

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No. 394 of 2015

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Munna Pandit @ Munna Prajapati @ Munna Kumar S/o
Sukhdayal Pandit Resident of village - Dilwarpur, P.S.
Haspura, District - Aurangabad (Under Guardianship of
Petitioner's father Sukhdayal Pandit).... Petitioner/s

Versus

The State of Bihar Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Adv.
For the Respondent/s: Mr. Anil Kumar Singh (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 27.08.2015

Heard learned counsel for the Petitioner and the
State.

This revision application has been filed for setting
aside the judgment and order dated 09.02.2015 passed
by the Additional Sessions Judge-I, Aurangabad in Cr.
(Juvenile) Appeal No. 88 of 2014/10 of 2014, by which he
has affirmed the order dated 24.11.2014 passed by the
Juvenile Justice Board, Aurangabad in Daudnagar P.S.
Case No. 102 of 2014 (G.R. No. 257 of 2014, Tr. No. 851
of 2014), by which he has refused to release the
Petitioner.

Considering that the Petitioner has fair
antecedents and his father undertakes his responsibility,
let him be released on furnishing 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 Juvenile Justice Board, Aurangabad in
connection with Daudnagar P.S. Case No. 102 of 2014



(G.R. No. 257 of 2014, Tr. No. 851 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 affidavit shall clearly state that the Petitioner is not an accused in any other case and if he is he shall not be released. (iii) 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 release on the ground of misuse. (iv) 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 release will be liable to be cancelled for reasons of misuse. (v) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his release will be liable to be cancelled.

Accordingly, the revision application is allowed and the judgment and order dated 09.02.2015 passed by the Additional Sessions Judge-I, Aurangabad in Cr. (Juvenile) Appeal No. 88 of 2014/10 of 2014, by which he

has affirmed the order dated 24.11.2014 passed by the
Juvenile Justice Board, Aurangabad in Daudnagar P.S.
Case No. 102 of 2014 (G.R. No. 257 of 2014, Tr. No. 851
of 2014) is, hereby, set aside.



(Anjana Prakash, J.)

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