

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15535 of 2015

Arising Out of PS.Case No. -59 Year- 2013 Thana -BABUBARHI District- MADHUBANI

1. Indu Devi wife of Shri Sudhir Kamat resident of Village - Nab Nagar Garhi, P.S. - Babubarhi, District - Madhubani. At present Mukhiya Gram Panchayat Raj Panchrukhi P.S. Babubarhi District Madhubani

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Manoj Kumar 1 (App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 27-05-2015

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks bail in a case instituted for the offence under Section(s) 406,409/34 of the Indian Penal Code.

Considering the nature of allegation, in the event of surrender/arrest of the Petitioner, named above, within four weeks from the date of receipt/production of a copy of this order in connection with Babubarhi P.S. Case No. 59 of 2013 he shall be released on **anticipatory bail** on furnishing bail bond of Rs.5,000/- (five thousand) with two sureties of the like amount each or any other surety to be fixed by the court below to the satisfaction of the Judicial Magistrate 1st Class, Madhubani, subject to the conditions as laid down under sections 438(2) Cr. P. C.

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. The bailor will undertake to furnish information to the court about any change in the address of the petitioner,

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 on bail,

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,

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.

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.

(Anjana Prakash, J)

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