

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 454 of 2015

Arising out of P.S. Case No. -333 Year- 2014 Thana -BARH
District- PATNA

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Md. Anwar Son of Late Wasi Ahmad Resident of village - Syed
Tola Asthawan, P.S. Asthawan, District - Nalanda, posted as
Jail Clerk, Sub Jail, Barh, Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Adv.

For the Opposite Party/s: Mr. Ramshankar Das (Spl. PP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

03. 22.01.2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner is apprehending his arrest in a case
registered under Sections 341, 323, 504 and 506 of the
Indian Penal Code and Section 3(1)(x) of SC/ST Act.

Considering the genesis of the occurrence and the
fair antecedents of the Petitioner as also his undertaking
that he will be responsible in future, let the Petitioner,
above named be released on anticipatory bail in the event
of arrest or surrender before the learned Court below
within a period of four weeks from the date of receipt of the
order 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
Additional Chief Judicial Magistrate, Barh, Patna in
connection with Barh P.S. Case No. 333 of 2014 subject to



the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as also 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. 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 on bail. (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 bail 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 bail 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 bail will be liable to be cancelled.

Vikash/-

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(Anjana Prakash, J.)