

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 466 of 2015

Arising out of P.S. Case No. -28 Year- 2012 Thana -ISMILEPUR
District- BHAGALPUR

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Chandhash Yadav, S/o Triveni Yadav, Resident of Village-Kamala
Kund, P.S.-Ismailpur, District-Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Yadav, Adv.

For the Opposite Party/s : Mr. S. Eheteshmuddin (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

02. 08.01.2015

Learned Counsel for the Petitioner is permitted to make
correction in the prayer portion of the Petition with regard to
designation of the Court.

Heard learned counsel for the Petitioner and the State.

The Petitioner is apprehending his arrest in a case
registered under Sections 420 and 406 of the Indian Penal Code.

Considering that the Petitioner was summoned under
Section 319 Cr.P.C. and undertakes to regularly attend the
Court, let him 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, Naugachia, Bhagalpur in connection with Ismailpur
P.S. Case No. 28 of 2012 (G.R. No. 1007 of 2012) 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 and the other bailor shall be the mother 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 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/-

(Anjana Prakash, J.)

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