

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39397 of 2014

Arising Out of PS.Case No. -119 Year- 2014 Thana -BHAGWANPUR District- BHABHUA
(KAIMUR)

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Ramu Bind @ Ramu Kumar, son of late Ramsakal Bind, resident of
Village- Sahpur, P.S.- Bhagwanpur, District- Kaimur at Bhabua.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate.

For the Opposite Party/s : Mr. Sunil Kr.Panday(App)

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CORAM: HONOURABLE MR. JUSTICE MIHIR KUMAR JHA
ORAL ORDER

2 16-04-2015

Heard learned counsel for the parties.

Having regard to the nature of allegation against the petitioner for offence under Section 47(a) of the Excise Act and the specific statement of the petitioner that he has got no criminal antecedent much less any prior history of the same offence, this Court would find the petitioner entitled for privilege of anticipatory bail.

That being so, if the petitioner namely, Ramu Bind @ Ramu Kumar surrenders before the court below within a period of four weeks from today, he shall be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount to the satisfaction of the learned Chief Judicial Magistrate, Kaimur at Bhabua in connection with Bhagwanpur P.S. Case No. 119 of 2014, subject to the following conditions:



(1) That both the bailors will be close family relatives of the petitioner, who will undertake an affidavit giving genealogy as to how they are related with the petitioner. The bailors 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 accused in any other case and if he is, he shall not be released on bail.

(iii) That the bailors shall also state on affidavit that they 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 his bail on the ground of misuse.

(iv) That the petitioner will be well represented on each and every date in course of trial and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled on this ground alone.

(Mihir Kumar Jha, J)

Sujit/-

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