

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28999 of 2015

Arising Out of PS.Case No. -94 Year- 2014 Thana -SHYAMPUR BHATHA District- SHEOHAR

Md. Murasalim @ Md. Murasalin Son of Md. Jobair, Village - Jamuniya
Tola, Phenaraha, P.S. - Phenaraha, District - East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha

For the Opposite Party/s : Mr. R.P.S Singh (App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 05-10-2015

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection with
Shyampur Bhattha P.S. Case No. 94 of 2014 registered for the
offences punishable under Section 302/34 of the Indian Penal
Code and Section 27 of the Arms Act.

Considering the fact that though the petitioner has been
named in the first information report but there is no specific
allegation against this petitioner of having fired, let the petitioner
above named, in the event of his arrest or surrender before the
court below within a period of three weeks from the date of
receipt/production of a copy of this order, be enlarged on bail on
furnishing bond of Rs. 10,000/- (Ten Thousand) with two sureties
of the like amount each to the satisfaction of the Chief Judicial
Magistrate, Sheohar in connection with Shyampur Bhatta P.S.

Case No. 94 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C 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 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 fail 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 will represented on each date and if he fail to do so on two consecutive dates, his bail will be liable to be cancelled.

(Anjana Mishra, J)

Jagdish/-

U		T	
---	--	---	--