

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39346 of 2014

Arising Out of PS.Case No. -15 Year- 2008 Thana -RAIL District- LAKHISARAI

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Vakil Yadav son of Bahadur Yadav, resident of village Bela, P.S. Belhar,
District Banka

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

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

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

9 07-10-2015

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Section 396 of the Indian Penal Code and 17 C.L.A.
Act.

Considering that the Petitioner is in custody since four
and half years and undertakes to be physically present on each
date of trial and his mother Jaymanti Devi undertakes his
responsibility, let the petitioner above named, be released on 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 concerned to the satisfaction of learned Additional
District & Sessions Judge Vth, Lakhisarai in connection with
Sessions Trial No.211 of 2013 arising out of Jhajha Rail P.S. case
No.15 of 2008, subject to the conditions (i) That one of the bailor
shall be Jaymanti Devi, mother of the Petitioner and the other

bailor 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 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 ground of misuse, (iv) That the petitioner shall be physically present on each date of trial and if he fails to do so on two consecutive dates without any reasonable cause, his bail shall stand automatically cancelled.

The Trial Court is directed to send a list of the witnesses fixing specific dates for each witness for their examination along with a copy of this order to the S.P., Lakhisarai, who is directed to ensure the attendance of the witnesses on the date fixed by the Trial Court so that there is no further delay in the trial.

(Anjana Prakash, J)

Narendra/-

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