

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 35602 of 2014

Arising out of P. S. Case No. - 253 Year - 2014 Thana - HAJIPUR District - VAISHALI (HAJIPUR)

1. Pappu Kumar @ Pappu Rai, Son of Bhola Rai, resident of village -
Jadhua Gardaniya Chowk, P.S. - Hijipur Town, District - Vaishali

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dudh Nath Singh, Advocate

For the Opposite Party/s : Mr. T. N. Thakur, A.P.P.

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 27-01-2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offences under Sections 302, 324 and 120B of the Indian Penal
Code.

Considering that there is no eye-witness with regard
to the actual murder nor was any incriminating article recovered
from his possession, let the Petitioner, who has fair antecedent, 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 as fixed by the Court to the satisfaction of Chief Judicial
Magistrate, Vaishali at Hajipur in connection with Hajipur Town
P.S. Case No. 253 of 2014 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.

(Anjana Prakash, J.)

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