

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35114 of 2014

Arising Out of PS.Case No. -9 Year- 2012 Thana -CHAURADANO District-
EASTCHAMPARAN(MOTIHARI)

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1. Arjun Giri, S/o Kapildeo Giri, resident of village- Jhitkahiya, P.S.
Adapur, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. T. P. Mandal, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3/ 20-01-2015

Heard learned counsel for the Petitioner and the
State.

The Petitioner seeks bail in a case instituted for the
offence under Section(s) 394 Indian Penal Code.

Considering that apart from the confessional
statement of the co-accused there is no other material against the
Petitioner and his brother Om Prakash Giri undertakes his
responsibility, let the Petitioner, above named, be released on bail
on furnishing bail bond of ₹5,000/-(Five Thousand) with two
sureties of the like amount each or any other surety to be fixed by
the Court below to the satisfaction of the Judicial Magistrate, 1st
class, Raxaul at Motihari, in connection with Chhauradano
(Mahuawa) P.S. Case No.09 of 2012, subject to the 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 another bailor shall be the brother of the Petitioner. The bailors will undertake to furnish information to the court about any change in the address of the petitioner,

- (ii) 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 bail on the ground of misuse,
- (iii) 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, and
- (iv) 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.

In view of the antecedents of the petitioner, the petitioner is directed to appear before the Superintendent of Police, East Champaran, within fifteen days of his release with a copy of this order and every two weeks thereafter for the next six months. The conduct of the petitioner will be kept under watch in

this period by the Superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the petitioner before the court concerned.

JA/-

(Anjana Prakash, J)

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