

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.43511 of 2014**

Arising Out of PS.Case No. -81 Year- 2014 Thana -RANIGANJ District- ARRARIA

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1. Awesh, son of Kasmuddin, resident of village - Dumariya, P.S.  
Raniganj, District - Araria

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ram Narayan Mahto, Advocate

For the Opposite Party/s : Mr. Amit Kumar Rakesh, APP

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**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  
offence under Section(s) 436, 324/34 Indian Penal Code.

Considering the background dispute between the  
parties and fair antecedents of the Petitioner, let him (Awesh) 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, 1<sup>st</sup> class, Araria, in connection with Raniganj  
P.S. Case No.81 of 2014, 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. The bailors will undertake to furnish

information to the court about 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 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,
- (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, and
- (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.

JA/-

**(Anjana Prakash, J)**

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